

11/08/99  
16685 U.S. PTO

Patent  
Attorney's Docket No. 000270-086

JC574 U.S. PTO  
09/435629  
11/08/99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL  
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request for filing a [ ] continuation [X] divisional application under 37 C.F.R.  
§ 1.53(b) of pending Application No. 08/766,939 filed on December 16, 1996, for  
PRODUCTION OF CHIMERIC BOVINE OR PORCINE ANIMALS USING CULTURED  
INNER CELL MASS, by the following named inventor(s):

- (a) Full Name Steven L. STICE
- (b) Full Name Jose CIBELLI
- (c) Full Name James ROBL
- (d) Full Name Paul GOLUEKE
- (e) Full Name F. Abel PONCE DE LEON
- (f) Full Name D. Joseph JERRY

[X] The entire disclosure of the prior application from which a copy of the oath or declaration is  
supplied herewith is considered as being part of the disclosure of the accompanying  
application and is hereby incorporated by reference therein.

[ ] This application is being filed by less than all the inventors named in the prior application.  
In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the  
name(s) of the following person or persons who are not inventors of the invention being  
claimed in this application.

- (a) Full Name \_\_\_\_\_
- (b) Full Name \_\_\_\_\_
- (c) Full Name \_\_\_\_\_



21839

((10/99))

[ ] This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

- (a) Full Name \_\_\_\_\_  
(b) Full Name \_\_\_\_\_  
(c) Full Name \_\_\_\_\_

1. [X] Enclosed is a copy of the prior Application No. 08/766,939 as originally filed on December 16, 1996, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. [ ] Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. [X] One statement(s) claiming small entity status [ ] are enclosed [X] were filed in prior Application No. 08/766,939, filed on December 16, 1996.
4. [X] The filing fee is calculated below [X] and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$760.00 (101)
Total Claims	12	MINUS 20 =	0	x \$18.00 (103) =	0.00
Independent Claims	1	MINUS 3 =	0	x \$78.00 (102) =	0.00
If multiple dependent claims are presented, add \$260.00 (104)					0.00
Total Application Fee					760.00
If small entity status is claimed, subtract 50% of Total Application Fee					380.00
Add Assignment Recording Fee of if Assignment document is enclosed					0.00
<b>TOTAL APPLICATION FEE DUE</b>					<b>380.00</b>

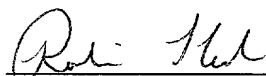
5. ☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 380.00 is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.
8. ☐ Cancel in this application original claims \_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Amend the specification by inserting before the first line the sentence: --This application is a ☐ continuation, ☒ divisional, of Application No. 08/766,939, filed December 16, 1996; which in turn is a continuation-in-part of Application No. 08/626,054, filed April 1, 1996.--
10. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate of this paper is enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)
11. ☐ New drawings are enclosed.
12. ☐ Priority of Application No. \_\_ filed on \_\_ in \_\_ (country) is claimed under 35 U.S.C. § 119.
- ☐ The certified copy of the priority application
- ☐ is enclosed
- ☐ was filed on \_\_ in prior Application No. \_\_, filed on \_\_
- ☐ has not yet been filed.
13. ☒ A preliminary amendment is enclosed.
14. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time.
15. ☒ Also enclosed Request for Listing of References Considered by Examiner w/PTO-1449.
16. ☒ The power of attorney in the prior application is to Robin L. Teskin, Reg No. 35,030.
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorney \_\_.

- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Robin L. Teskin  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

November 8, 1999

Date

By:   
Robin L. Teskin  
Registration No. 35,030

ADDRESS OF  
SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404  
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☐ inventor(s)  
☐ assignee of complete interest  
☒ attorney or agent of record  
☐ filed under 37 C.F.R. § 1.34(a)

COF

Patent  
Attorney's Docket No. 000270-010

Applicant or Patentee: Steven L. STICE et al  
Application or Patent No.: 08/766,939  
Filed or Issued: December 16, 1996  
For: PRODUCTION OF TRANSGENIC AND CHIMERIC UNGULATES USING EMBRYONIC STEM CELLS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 C.F.R. §§ 1.9(f) AND 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION University of Massachusetts, as represented by its Amherst Campus  
ADDRESS OF ORGANIZATION Office of Vice Chancellor for Research at Amherst  
Amherst, MA 01002

**TYPE OF ORGANIZATION**

- ☒ University or other institution of higher education  
☐ Tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3))  
☐ Nonprofit scientific or educational under statute of state of The United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)  
☐ Would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3)) if located in The United States of America  
☐ Would qualify as nonprofit scientific or educational under statute of The United States of America if located in The United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. § 1.9(e) for purposes of paying reduced fees under Sections 41(a) and 41(b) of Title 35, United States Code, with regard to the invention entitled by inventor(s) described in

- ☐ the specification filed herewith  
☒ Application No. 08/766,939, filed December 16, 1996  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

If the rights held by the above-identified nonprofit organization are not exclusive, each individual, concern, or organization having rights to the invention is listed below,\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an individual inventor under 37 C.F.R. § 1.9(c), or by any concern that would not qualify as either a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27.)

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ individual      ☐ small business concern      ☐ nonprofit organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ individual      ☐ small business concern      ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee and any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b).)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Dr. Frederick Byron

TITLE IN ORGANIZATION Vice Chancellor for Research

ADDRESS OF PERSON SIGNING Office of Vice Chancellor for Research at Amherst,

Amherst, MA 01002

SIGNATURE Frederick W. Byron DATE 2/1/97

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
 )  
Steven L. STICE et al. ) Group Art Unit: Unassigned  
 )  
Application No.: Unassigned ) Examiner: Unassigned  
(Divisional of 08/766,939) )  
 )  
Filed: November 5, 1999 )  
 )  
For: PRODUCTION OF CHIMERIC )  
BOVINE OR PORCINE ANIMALS )  
USING CULTURED INNER CELL )  
MASS )

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination, please first amend the above-identified application as follows:

**IN THE SPECIFICATION**

Please amend the title of the application to read as --PRODUCTION OF  
CHIMERIC BOVINE OR PORCINE ANIMALS USING CULTURED INNER CELL  
MASS--.

**IN THE CLAIMS**

Kindly cancel Claim 1 and insert the following claims:

--78. A stable culture comprising cultured inner cell mass (CICM) cells derived from a bovine embryo of a first genetic complement which upon transfer into the fertilized bovine embryo of a second genetic complement, results in chimeric embryo which upon implantation into a recipient female bovine develops into a chimeric bovine fetus or animal that transmits the first genetic complement in its germ line.

79. The stable culture of Claim 78 which has been passaged at least 5 times.

80. The stable culture of Claim 79 which has been passaged at least 10 times.

81. The stable culture of Claim 80 which has been passaged at least 50 times.

82. The stable culture of Claim 78 comprising transgenic bovine CICMs.

83. The stable culture of Claim 78 which comprises a multilayer portion.

84. The stable culture of Claim 78 wherein said CICMs stably exhibit the following properties:



(a) small cytoplasmic/nuclear volume ratio ranging from 10/90 to 50/50;

(b) observable cytoplasmic vesicles; and

(c) individual cells ranging from about 10 to 20  $\mu\text{m}$  in diameter.

85. The stable culture of Claim 84 wherein said CICMs are alkaline protease positive and cytokeratin 18 negative.

86. The stable culture of Claim 78 which comprises a feeder layer.

87. The stable culture of Claim 86 wherein said feeder layer comprises a fibroblast feeder layer.

88. The stable culture of Claim 87 wherein said bovine CICMs have physical contact with the feeder layer.

89. The stable culture of Claim 78 which comprises a CICM cell line.--

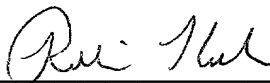
**REMARKS**

Specific support for such claims may be found in the original claims as well as the disclosure at pages 24-30.

Favorable consideration on the merits is respectfully requested.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:   
Robin L. Teskin  
Registration No. 35,030

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

Date: November 8, 1999

PRODUCTION OF TRANSGENIC AND CHIMERIC UNGULATES  
USING EMBRYONIC STEM CELLS

Related Applications

This application is a continuation-in-part of co-pending U.S. application Serial No. 08/626,054.

Field of the Invention

Novel cultured inner cell mass (CICM) cells, cell lines, and methods for their preparation are provided. The subject CICMs possess similar morphology and express cell markers identically or highly similarly to ICMs of developing embryos for prolonged culturing periods. These CICMs are produced by novel culturing techniques and/or by introduction of a regulatable differentiation inhibiting gene (DI). The subject CICM cell lines are used to produce differentiated cells, tissues, organs and/or whole animals, preferably ungulates, desirably those which have been genetically modified to contain within their genome a desired heterologous DNA or which have been selected to contain genetically desirable traits. This is accomplished by *in vitro* or *in vivo* culture techniques or by producing chimeric or nuclear transfer embryos, fetuses and/or offspring. Moreover, the CICM cells can also be used for cloning (nuclear transfer procedures) to produce genetically identical embryos, fetuses and/or offspring.

Background of the Invention

The direct injection of DNA into the pronuclei of fertilized mouse eggs has been used to produce transgenic mice (See, e.g., U.S. Patent No. 5,557,032 and U.S. Patent No. 5,175,383). Microinjection has also been used to produce other transgenic animals including, for example, cows (Haskell et al., Mol. Reprod. Dev. (United States), 40(3):386-390 (1995)), sheep (Rexroad et al., Mol. Reprod. Dev. (United States), 1(3):164-169 (1989)), and pigs (Pursel et al., Vet.

Although the frequency of non-murine, transgenic animals obtained by this method is quite low, some transgenic ungulates have purportedly been shown to transmit the transgene to their progeny (See, e.g., Rexroad et al., Id. and Pursel et al., Id.). However, the direct injection of DNA into pronuclei does not provide an opportunity to manipulate or otherwise control DNA integration.

In contrast to the pronuclei direct injection technique, DNA integration can be controlled by introducing the DNA into embryonic stem (ES) cells and then injecting the transfected cells into embryos, where they become incorporated into the developing embryos. Manipulation of ES cells by this method has been used to produce transgenic mice which contain transgenes that, for example, decrease or completely suppress the expression of endogenous genes (U.S. Patent No. 5,557,032); encode human immunoglobulin genes (U.S. Patent No. 5,569,825); and, encode the tumor suppressing p53 gene (U.S. Patent No. 5,569,824).

In view of their ability to transfer their genome to the next generation, ES cells have potential utility for germline manipulation of livestock animals by using ES cells with or without a desired genetic modification. Moreover, in the case of livestock animals, e.g., ungulates, nuclei from like preimplantation livestock embryos support the development of enucleated oocytes to term (Smith et al., Biol. Reprod., 40:1027-1035 (1989); and Keefer et al., Biol. Reprod., 50:935-939 (1994)). This is in contrast to nuclei from mouse embryos which beyond the eight-cell stage after transfer reportedly do not support the development of enucleated oocytes (Cheong et al, Biol. Reprod 48:958 (1993)). Therefore, ES cells from livestock animals are highly desirable because they may provide a potential source of totipotent donor nuclei, genetically manipulated or otherwise, for nuclear transfer procedures. However, to date, the production of transgenic

ungulate embryos produced from transgenic ES cells has not been reported.

Methods for deriving ES cell lines *in vitro* from early preimplantation mouse embryos are well known. (See, e.g., Evans et al., Nature, 29:154-156 (1981); Martin, Proc. Natl. Acad. Sci., USA, 78:7634-7638 (1981)). ES cells can be passaged in an undifferentiated state, provided that a feeder layer of fibroblast cells (Evans et al., Id.) or a differentiation inhibiting source (Smith et al., Dev. Biol., 121:1-9 (1987)) is present.

ES cells have been previously reported to possess numerous applications. For example, it has been reported that ES cells can be used as an *in vitro* model for differentiation, especially for the study of genes which are involved in the regulation of early development. Mouse ES cells can give rise to germline chimeras when introduced into preimplantation mouse embryos, thus demonstrating their pluripotency (Bradley et al., Nature, 309:255-256 (1984)).

Many research groups have reported the isolation of purportedly pluripotent embryonic cell lines. For example, Notarianni et al., J. Reprod. Fert. Suppl., 43:255-260 (1991), report the establishment of purportedly stable, pluripotent cell lines from pig and sheep blastocysts which exhibit some morphological and growth characteristics similar to that of cells in primary cultures of inner cell masses isolated immunosurgically from sheep blastocysts. (Id.) Also, Notarianni et al., J. Reprod. Fert. Suppl., 41:51-56 (1990) discloses maintenance and differentiation in culture of putative pluripotential embryonic cell lines from pig blastocysts. Further, Gerfen et al., Anim. Biotech, 6(1):1-14 (1995) disclose the isolation of embryonic cell lines from porcine blastocysts. These cells are stably maintained in mouse embryonic fibroblast feeder layers without the use of conditioned medium. These cells reportedly differentiate into several different cell types during culture (Gerfen et al., Id.).

Further, Saito et al., Roux's Arch. Dev. Biol., 201:134-141 (1992) report bovine embryonic stem cell-like cell lines which, when cultured, survived passages for three, but were lost after the fourth passage. Still further, Handyside et al., Roux's Arch. Dev. Biol., 196:185-190 (1987) disclose culturing of immunosurgically isolated inner cell masses of sheep embryos under conditions which allow for the isolation of mouse ES cell lines derived from mouse ICMS. Handyside et al. (1987) (Id.), report that under such conditions, the sheep ICMS attach, spread, and develop areas of both ES cell-like and endoderm-like cells, but that after prolonged culture only endoderm-like cells are evident. (Id.)

Recently, Cherny et al., Theriogenology, 41:175 (1994) reported purportedly pluripotent bovine primordial germ cell-derived cell lines maintained in long-term culture. These cells, after approximately seven days in culture, produce ES-like colonies which stain positive for alkaline phosphatase (AP), exhibit the ability to form embryoid bodies, and spontaneously differentiate into at least two different cell types. These cells also reportedly express mRNA for the transcription factors OCT4, OCT6 and HES1, a pattern of homeobox genes which is believed to be expressed by ES cells exclusively. In addition, First et al., Reprod. Fertil. Dev. (Australia), 6(5):553-62 (1994) also report the establishment of bovine embryonic cell cultures from blastocyst ICM cells which "exhibited similar morphology to mouse embryonic stem (ES) cells, pluripotency on differentiation and proliferation in culture" (see Abstract). However, these researchers also report that "The relative merit of culture systems or media requirements for mitosis and prevention of differentiation have not been determined." (Id.).

Also recently, Campbell et al., Theriogenology, 43:181 (1995) in an abstract reported the production of live lambs following nuclear transfer of cultured embryonic disc (ED) cells from day nine ovine embryos cultured under conditions which promote the isolation of ES cell lines in the mouse.

[illegible][illegible][illegible][illegible]

stripped serum (rather than normal serum) to supplement the culture medium. Van Stekelenburg et al report, however, that their cell lines resembled epithelial cells more than pluripotent ICM cells. (Id.)

Still further, Smith et al., WO 94/24274, published October 27, 1994, Evans et al, WO 90/03432, published April 5, 1990 and Wheeler et al, WO 94/26889 published November 24, 1994 report the isolation, selection and propagation of animal stem cells which purportedly may be used to obtain transgenic animals. Also, Evans et al., WO 90/03432, published on April 5, 1990, report the derivation of purportedly pluripotent embryonic stem cells derived from porcine and bovine species which are asserted to be are useful for the production of transgenic animals. Further, Wheeler et al., WO 94/26884, published November 24, 1994 and U.S. Patent No. 5,523, 226, issued June 4, 1996, disclose embryonic stem cells which are asserted to be useful for the manufacture of chimeric and transgenic ungulates. The method disclosed by Wheeler differs from the instant claimed invention in that the Wheeler method requires that the dissociated cells from swine embryos be cultured in "conditioned stem cell medium" and that the resultant subcultured cells then be introduced into a SCID mouse. Thus, based on the foregoing, it is evident that many groups have attempted to produce ES cell lines, e.g., because of their potential application in the production of cloned or transgenic embryos and in nuclear transplantation.

The use of ungulate ICM cells for nuclear transplantation has also been reported. For example, Collas et al., Mol. Reprod. Dev., 38:264-267 (1994) disclose nuclear transplantation of bovine ICMs by microinjection of the lysed donor cells into enucleated mature oocytes. The reference discloses culturing of embryos in vitro for seven days to produce fifteen blastocysts which, upon transferral into bovine recipients, resulted in four pregnancies and two births. Also, Keefer et al., Biol. Reprod., 50:935-939 (1994), disclose the use of bovine ICM cells as donor nuclei in



nuclear transfer procedures, to produce blastocysts which, upon transplantation into bovine recipients, resulted in several live offspring. Further, Sims et al., Proc. Natl. Acad. Sci., USA, 90:6143-6147 (1993), disclose the production of calves by transfer of nuclei from short-term *in vitro* cultured bovine ICM cells into enucleated mature oocytes.

Also, the production of live lambs following nuclear transfer of short-term cultured embryonic disc cells (up to three passages) has been reported. (Campbell et al., Theriogenology, 43:181 (1995)). Still further, the use of bovine pluripotent embryonic cells in nuclear transfer and the production of chimeric fetuses has also been reported (Stice et al., Theriogenology, 41:301 (1994)).

However, notwithstanding what has been previously reported in the literature, there still exists a significant need for cultured ICM cells and cell lines which possess improved properties, e.g., which possess morphological properties and express cell markers identically or substantially similar to ICM cells of developing embryos, in particular ungulate embryos. There further exists a significant need in the art for methods of producing such improved cultured ICM cells and cell lines. In addition, there exists a significant need for reliable, efficient methods to manipulate or otherwise control heterologous DNA integration into non-human embryos in order to produce non-human transgenic embryos, fetuses, and whole animals. There further exists a significant need in the art for methods of producing non-human, non-murine transgenic fetuses whose germ line cells contain heterologous DNA. Transgenic whole animals produced from such transgenic fetuses can transmit the heterologous DNA to their progeny thereby fulfilling a long-felt need for reliable, efficient methods of producing non-human, non-murine transgenic animal progeny.

Objects of the Invention

It is therefore an object of the invention to provide novel and improved cultured inner cell mass (ICM) cells and cell lines.

It is also an object of the invention to provide novel and improved cultured ICM cells and cell lines which exhibit morphological characteristics and express cell markers identically or substantially similarly to that of the ICM of developing embryos.

It is also a object of the invention to provide novel and improved ungulate cultured ICM cells and cell lines which exhibit morphological characteristics and express cell markers identically or substantially similarly to that of ICM of developing ungulate embryos.

It is another object of the invention to provide improved cultured ICM cells and cell lines, preferably derived from ungulates, which exhibit morphological characteristics and which express cell markers identically or substantially similarly to ICM of developing ungulate embryos, for prolonged culturing periods.

It is a specific object of the invention to provide non-human, chimeric embryos as well as chimeric fetuses and chimeric whole animals produced from such chimeric embryos.

It is a more specific object of the invention to provide non-human, non-murine chimeric embryos as well as chimeric fetuses and chimeric whole animals produced from such chimeric embryos.

It is a specific object of the invention to provide non-human, transgenic chimeric embryos as well as transgenic chimeric fetuses and transgenic chimeric whole animals produced from such transgenic chimeric embryos.

It is a more specific object of the invention to provide non-human, non-murine transgenic chimeric embryos as well as transgenic chimeric fetuses and transgenic chimeric whole animals produced from such transgenic chimeric embryos.

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It is a more specific object of the invention to provide non-human, non-murine genetically identical embryos as well as genetically identical fetuses and genetically identical whole animals produced from such genetically identical embryos.

It is a more specific object of the invention to provide non-human, non-murine, transgenic, genetically identical embryos as well as transgenic, genetically identical fetuses and transgenic, genetically identical whole animals produced from such transgenic, genetically identical embryos.

It is a another specific object of the invention to provide non-human transgenic whole animals wherein the heterologous DNA contained in such transgenic animals can be transmitted to the progeny.

It is a more specific object of the invention to provide non-human, non-murine transgenic whole animals wherein the

heterologous DNA contained in such transgenic animals can be transmitted to the progeny.

It is an even more specific object of the invention to provide ungulate transgenic whole animals wherein the heterologous DNA contained in such transgenic animals can be transmitted to the progeny.

It is another object of the invention to provide novel methods for the isolation and/or production of the improved ungulate cultured ICM cells and cell lines.

It is another object of the invention to provide novel methods for the isolation and/or production of cultured ungulate ICM cells or cell lines which exhibit morphological characteristics and which express cell markers identically or substantially similarly to the ICM of developing ungulate embryos, preferably for long periods in culture.

It is also an object of the invention to provide a novel method for culturing and selecting ICM cells or cell lines which exhibit morphological characteristics and express cell markers identically or substantially similarly to ICMs of developing ungulate embryos.

It is a specific object of the invention to provide a novel method of producing non-human chimeric fetuses, which method comprises:

- (i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo of a first genetic complement;
- (ii) culturing said ICMs or ICM progenitor cells on a feeder layer culture under conditions which provide for the formation of multilayer cell colonies;
- (iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:
  - (a) small cytoplasmic/nuclear volume ratio;
  - (b) cytoplasmic vesicles;
  - (c) small individual cells relative to rest of the cell colony;

(i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo;

(ii) culturing said ICMs or ICM progenitor cells on a feeder layer culture under conditions which provide for the formation of multilayer cell colonies;

(iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:

- (a) small cytoplasmic/nuclear volume ratio;
- (b) cytoplasmic vesicles;
- (c) small individual cells relative to rest of the cell colony;

(v) passaging said separated ICM cells or ICM progenitor cells onto another feeder layer culture under conditions whereby there is at least some physical contact between the feeder cell layer and the separated cells or cell cluster to produce cultured inner cell mass (CICM) cells;

- [illegible]

[illegible]

- [illegible]

(viii) permitting the transferred embryos to develop into fetuses.

It is another specific object of the invention to provide non-human, transgenic, genetically identical fetuses by a method comprising:

- (i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo;
- (ii) culturing said ICMs or ICM progenitor cells on a feeder layer culture under conditions which provide for the formation of multilayer cell colonies;
- (iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:
- (a) small cytoplasmic/nuclear volume ratio;
- (b) cytoplasmic vesicles;
- (c) small individual cells relative to rest of the cell colony;
- (iv) separating one or a cluster of said identified cells from the rest of the cell colony;
- (v) passaging said separated ICM cells or ICM progenitor cells onto another feeder layer culture under conditions whereby there is at least some physical contact between the feeder cell layer and the separated cells or cell cluster to produce cultured inner cell mass (CICM) cells;
- (vi) inserting heterologous DNA into said CICM cells;
- (vii) selecting for transgenic CICM cells;
- (viii) introducing nuclei of the transgenic CICM cells into enucleated oocytes or enucleated, preimplantation embryonic cells to produce transgenic embryos;
- (ix) transferring the transgenic embryos to recipient females; and,
- (x) permitting the transferred transgenic embryos to develop into transgenic fetuses.

It is another specific object of the invention to use the improved cultured ICMS which exhibit morphological

characteristics and express cell markers identically or substantially similarly to ICMs of developing ungulate embryos for any usage wherein ICMs or cultured ICMs have applicability. Such usages include, e.g., the production of differentiated cells, tissues, organs and/or whole animals by *in vitro* or *in vivo* cell culture techniques or the production of chimeric or nuclear transfer embryos which may or may not be transgenic.

It is another object of the invention to provide cultured ICM cells which may be used in cloning (nuclear transfer procedures) to produce genetically identical ungulate embryos, fetuses and/or offspring or to produce chimeric ungulate embryos, fetuses or offspring.

#### BRIEF DESCRIPTION OF THE FIGURES

Figure 1 is a photograph of cultured C1CM cells grown without feeder layer contact. Embryoid bodies may be observed.

Figure 2 is a photograph of cytokeratin positive cultured C1CM cells.

Figure 3 is a photograph of C1CM cells on a fibroblast feeder layer. Multiple layer colonies are visible after only 2 days of culturing.

Figures 4 and 5 are photographs showing AP positive and cytokeratin negative C1CM cell colonies.

Figures 6 and 7 are photographs showing epithelial-like cells which are obtained during culturing of C1CM cells. Those cells are AP negative and cytokeratin positive.

Figure 8 is a photograph of C1CM cell colonies. This photo shows that multilayer colonies are beginning to flatten into epithelial-like cell sheets. The cells in the middle of the colony are AP negative and exhibit a flattened epithelial-like appearance. By contrast, cells in the perimeter are smaller, exhibit a multilayered morphology and possess cytoplasmic vesicles.



Figure 9 is a photograph showing cultured pig CICM cells expressing a beta-galactosidase DNA construct five days after microinjection.

#### DETAILED DESCRIPTION OF THE INVENTION

Prior to discussing the invention in more detail, the following definitions are provided.

Inner cell mass cells (ICM cells): This is one of two distinct cell types which are produced during early embryonic development, i.e., the blastocyst and eventually forms part of the feeder. These cells have known application in nuclear transfer techniques, and for producing chimeric and cloned offspring.

Trophectoderm (TE cells): This refers to the second of two distinct cell types which are produced during early embryonic development, i.e., the blastocyst stage and eventually forms part of the placenta.

ICM progenitor cells: These are cells comprised in pre-blastocyst stage embryos which develop into ICM cells.

Cultured inner cell mass cells: This refers to inner cell mass cells which have been cultured *in vitro* for a prolonged period of time.

Cultured inner cell mass (CICM or cultured ICM) are cells which exhibit morphological characteristics and which express cell markers identically or substantially similarly to inner cell mass cells of developing embryos: In the present invention, this will refer to cultured ICM cells which exhibit a morphology identical or highly similar to the ICM of developing embryos, e.g., ungulate embryos. In general, such cells will grow as small multilayer colonies; however, some cells may differentiate if the colony size exceeds approximately 50 to 100 cells.

CICMs which express cell markers identically to ICMs of developing ungulate embryos refers to CICM cells which express or do not express cell markers in a manner which is characteristic of undifferentiated ICMs of developing ungulate

embryos. Suitable cell markers which may be used to identify suitable CICMs include by way of example cytokeratins, in particular cytokeratin 8 and cytokeratin 18, enzymes such as alkaline phosphatase, and other cell markers expressed in ICMS such as *rex-1*, *1 amin ac*, and *oct4*. Ideally, the levels of expression (if any) of such cell markers will be the same as in undifferentiated ICMS obtained from ungulate embryos.

CICMs which express cell markers substantially similarly to ICMS of developing ungulate embryos refers to CICMs which express a majority of cell markers which are characteristic of undifferentiated developing ungulate ICM embryos, e.g., cytokeratins such as cytokeratin 18 and enzymes such as alkaline phosphatase, and other cell markers such as *rex-1 ac* and *oct4*. Substantially similar refers to the fact that the amount of expression of some cell markers may vary, and some cell markers may be expressed differently in the subject CICMs than in undifferentiated ICMS of ungulate embryos provided that this does not adversely affect the ability of the resultant CICMs to be cultured and maintained according to the invention.

In general, CICM cells which express cell markers identically or substantially similarly to ICMS of developing ungulate embryos will not express cytokeratin 18, and will express alkaline phosphatase. Methods for detecting the expression of such cell markers and others are known in the art (some of which are referenced *infra*) and include by way of example immunodetection methods. For example, such methods detect the expression or lack of expression of a particular cellular marker based on reactivity of cells with a suitable immunoprobe, e.g., a labeled antibody which provides for specific detection.

However, as discussed *infra*, there may be species differences in cell marker expression. (For example, whereas CICMs obtained from pigs are AP positive, CICMs obtained from cows are predominantly AP negative.) Moreover, the cultured ICMS of the present invention may also contain genes which are

not normally contained in ICMs, e.g., genes which encode for a desired product and/or one or more genes which inhibit differentiation.

**Differentiation inhibiting gene:** In the present invention this will typically refer to any nucleic acid sequence which inhibits the differentiation of ICMs. This includes by way of example tsA58 as well as other genes encoding other T antigens and oncogene products, cytokines and transcription factors, e.g., OCT3, LIF and LIF receptor. Such differentiation inhibiting genes are known in the art and are described in WO 91/13150; Okamoto et al., Cell, 60:461 (1990); Rosner et al., Nature, 345:686 (1990); and Smith et al., Nature, 336:688 (1988), all of which are incorporated by reference in their entirety herein. Other suitable genes include REX-1 (Rodgers et al, Develop. 113:815-824 (1991)), and FGF-5 (Herbert et al, Develop. 112:407-415 (1991).)

**Inducible or regulatable promoter:** This refers to any promoter which, when operably linked to a desired structural gene, e.g., a differentiation inhibiting gene, is "turned on", i.e., promotes transcription, under specific conditions. Typically, this requires the presence or absence of one or more substituents in the culture medium, e.g., metal ions, or other specific culturing conditions, e.g., particular temperature conditions, etc. Examples of well known inducible or regulatable promoters include by way of example response elements such as tetracycline (WO 94/29442), interferon (Kimura et al., Cell, 44:261 (1986)), steroid and metallothionein promoters (Yarranton, G.T., Curr. Opin. Biotech., 3:506 (1992)), temperature inducible promoters, etc. These references are incorporated by reference in their entirety.

**Feeder cells:** This refers to any cells which can be used to obtain and/or propagate undifferentiated cultured ICM cell lines. Preferably, such feeder cells will be fibroblasts, and more preferably murine embryonic fibroblasts, e.g., from 12-16 day old murine fetuses. Other suitable feeder cells include,

e.g., fibroblast and uterine epithelial cells from ungulates, chicken fibroblasts, rat fibroblast, STO and SI-m220 feeder cell lines, and BRL cells.

Cultured multilayer ICM colony: This refers to a growing multilayer colony of cultured ICMs on the feeder layer which exhibits a multilayer structure possessing two different, distinct cell populations. The first cell population substantially constitutes the perimeter of the multilayer cell colony and is multilayered. The cells therein include cells which are relatively small, possess cytoplasmic vesicles, and which stain strongly positive for AP activity. The other cell population is substantially comprised in the middle of the cell colony and substantially consists of a flattened epithelial-like population of cells which exhibit little or no AP activity.

Transgene: The term "transgene" refers to exogenous genetic material which does not naturally form part of the genetic material of an animal to be genetically altered but can be incorporated into the germ and somatic cells of that animal by standard transgenic techniques.

Heterologous DNA: This refers to DNA which has been transferred from one individual animal, species or breed to a different individual animal, species or breed.

Transgenic: This refers to cells, tissues, embryos, fetuses or animals which carry one or more transgenes.

Chimeric: This refers to an embryo, fetus or animal which consists of two or more tissues of different genetic composition.

Genetic Complement: This refers to the DNA or genetic material which codes for an individual animal, a particular species of animal, or a particular breed of animal. By this definition two animals are said to have different genetic complements if they differ by at least one DNA codon or by at least one gene.

As discussed, the present invention is generally directed to the production of non-human, chimeric fetuses and non-

human, transgenic chimeric fetuses. The present invention is also directed to the production of non-human, genetically identical fetuses and non-human, transgenic, genetically identical fetuses. The present invention is also directed to the introduction of heterologous DNA into cultured inner cell mass (CICM) cells developed from novel ICM cells, the subsequent selection for transgenic CICM cells, the introduction of the transgenic CICM cells into non-human fertilized embryos, the transfer of the resultant transgenic embryos to recipient non-human females, and the subsequent development of transgenic fetuses from the transplanted, transgenic embryos. The present invention is also directed to the production of non-human, transgenic animals from the transgenic fetuses, wherein such animals can transmit the heterologous DNA to their progeny. The present invention is also directed to the production of non-human, transgenic, genetically identical animals from transgenic, genetically identical fetuses, wherein such animals can transmit the heterologous DNA to their progeny.

The cultured ICMs used in this invention may be derived from any vertebrate species, other than man. Farm (e.g., horse, cow, pig, goat, sheep) and pet (e.g., dog, cat) animals are of particular interest.

The present invention provides cultured ICMs which possess a novel combination of properties which are identical or substantially similar to ICMs of developing ungulate embryos, i.e., they possess the above-defined multilayer cell colony morphology, and express cell markers identically or substantially similarly to ICMs of developing ungulate embryos, e.g., they do not express cytokeratin 18 and may or may not express alkaline phosphatase (depending on particular species of origin.)

Both the alkaline phosphatase marker and cytokeratin 18 marker have been used independently by previous researchers to determine whether cultured cells are putatively similar to developing ungulate ICMs (Piedrahita et al., Theriogenology,

34:879 (1990), Wheeler et al., Reprod. Fert. Dev., 6:563 (1994) and Talbot et al., Mol. Reprod. Dev., 36:139 (1993)). Thus, the expression of these cell markers by the CICMs produced herein provides strong evidence that the subject culturing techniques may be used to obtain ICMs which are identical or substantially similar to ICMs found in developing ungulate embryos.

This is in contrast to previously disclosed cultured ICMs, such as the cultured pig ICMs of Talbot et al (Id.) which, after culturing for only two weeks *in vitro*, differentiated and lost AP activity. The subject cultured ICMs are also different from the cultured bovine ICM cells of Sims et al. (Id.), which were cultured for short periods of time but which were disaggregated and grown as individual cells in a cell suspension system. The subject cultured ICMs are further different from ES-like cells which have been previously described in the literature which grow as an epithelial monolayer and which are AP negative and cytokeratin positive. Further, the subject cultured ICMs are different from those of Wheeler, Reprod. Fert. Dev., 6:563 (1994) and WO 94/26884 which, while growing in multilayer colonies and being cytokeratin negative (similar to CICM cell lines of the present invention) are feeder layer independent.

Thus, the subject invention provides novel CICM cells and cell lines which, given their morphological and cell marker characteristics, are well suited for chimera and nuclear transfer studies to produce differentiated cells, fetuses and offspring. In general, the subject novel CICM cell lines are produced by either of the following two methods.

The first method comprises obtaining ICMs of blastocyst or ICM progenitor cells from preblastocyst stage embryos, preferably those derived from ungulates. Ungulates include many important livestock animals, e.g., swine, cattle, sheep, horses and goats. Therefore, cultured ungulate cells suitable for the production of ungulate animals are highly desirable. Also, ungulates afford significant advantages over other

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species known to be useful for production of cultured ICMs and transgenic or cloned animals, e.g., rodents, because they are immunologically and physiologically more similar to humans.

Ungulate embryos of blastocyst or preblastocyst stage may be obtained by well known methods. For example, blastocyst or preblastocyst embryos may be surgically collected from the reproductive tract of ungulates, e.g., pigs or cows, post mortem during surgical laparotomy, or non-surgically. Generally these embryos will range in age from 2 to 15 days and preferably 8 days. After collection, the ICMs of the blastocyst or preblastocyst stage ungulate embryos will either be partially separated (e.g. ICM separated from the trophoblast cells) or left intact. If partial separation is effected, it is typically effected by suitable mechanical and/or enzymatic methods, e.g., by use of a culturing glass needle and/or by incubation with trypsin or pronase.

The partially separated or intact ICMs of the blastocyst which contains the ICM and at least a portion of the trophectoderm or ICM progenitor cells derived from preblastocyst stage embryos are then introduced onto a suitable feeder cell layer culture medium. All cells derived from preblastocyst stage embryos are introduced onto a suitable feeder layer. As discussed *supra*, the feeder cell layer will comprise any cell layer which allows for the selection and/or propagation of undifferentiated ICMs. Preferably, the feeder cell layer will comprise fibroblasts, and more preferably those derived from primary cultures of embryonic murine fibroblasts. However, it is expected that fibroblast cell lines or other types of fibroblasts may be substituted therefor.

It has been found by the present inventors that the morphological characteristics of the feeder layer is an important factor in obtaining and propagating undifferentiated ICM cell lines in culture. More particularly, it has been found that the culture plate used for culturing the ICMs should preferably comprise a thick confluent monolayer of

feeder cells, more preferably a thick confluent monolayer of murine fibroblast cells.

As discussed in greater detail in the Examples, the feeder layer is preferably obtained from primary cultures of embryonic fibroblasts, e.g., cells derived from 12-16 day old murine fetuses. Methods for the isolation of fibroblasts are well known in the art. For example, fibroblasts may be collected by aseptic removal of the head, liver, heart and alimentary tract from suitable murine fetuses, which are then minced and incubated under suitable conditions to provide for cell dissociation, e.g., incubation with a trypsin containing composition, and the dissociated fibroblasts then plated onto tissue culture dishes containing suitable culture medium.

Any medium suitable for maintaining the cultured feeder cells, e.g., murine fibroblasts, may be used. In particular, the present inventors chose to plate fibroblast cells on tissue culture dishes and culture in alpha-MEM medium (BioWhittaker, Walkersville, MD) supplemented with 10% fetal calf serum (FCS) (Hyclone, Logan, UT), penicillin (100 IU/ml) and streptomycin (50  $\mu$ g/ml). However, it is expected that other media may be substituted therefore, including, e.g., DMEM supplemented with glutamine, glucose, 2-mercapto, ethanol, MEM non-essential amino acids, 5-20% serum, antibodies, nucleosides, glutamine (See Strojek et al, *Therionogenology* 33:981 (1990); Notarianni et al., J. Reprod. Fert. 43 (Suppl): 255 (1990)); and CM beta and BRL conditioned medium (See Handyside et al, Roux's Arch. Dev. Biol., 196:185 (1987)).

After the fibroblasts are cultured to confluence, they are then passaged onto other tissue culture dishes or used directly for culturing of ICM cells and cell lines. Preferably, at some time after passage, and prior to introduction of a ICM, the feeder cells, e.g., fibroblasts, are also treated with an amount of an antibiotic, e.g., mytomicin C, preferably from 5 to 100  $\mu$ g/ml, and more preferably about 10  $\mu$ g/ml of mytomicin C, contained in a suitable culture



medium, e.g., alpha-MEM or exposed to irradiation to stop or impede the growth of fibroblasts.

The feeder cells, e.g., fibroblasts are preferably cultured under conditions which allow for the production of a thick confluent monolayer of cells on the culture dishes. For example, this may be effected by maintaining the fibroblasts in a humidified atmosphere, e.g., one containing 5% CO<sub>2</sub> in air at 37°C. However, it is expected that the specific culturing conditions may be varied dependent upon factors including, e.g., the type of feeder cells, age, species, among other factors.

As discussed, culture plates which contain the desired feeder layer, preferably in the form of a thick confluent cell monolayer, are then used to obtain and culture the subject CICM cells and cell lines. This will preferably comprise plating the partially separated or intact ungulate ICMs containing at least a portion of the trophectoderm directly onto the mytomycin C treated confluent feeder layer. This is effected by any means which provides for direct physical contact between the cultured ICM and the feeder cells. This may be accomplished by different methods. For example, this may be effected by use of a glass pipette to initiate contact between the ICM and the fibroblast feeder layer. Alternatively, physical contact between feeder cell layer and cultured ICMs may be effected by placing the ICM cells under the feeder layer and the bottom of the culture dish, or by centrifuging ICM cells so as to force them onto the feeder cell layer.

The ICMs are cultured on the feeder layer using any culture medium which allows for the growth and maintenance of ICMs and the desired multilayer colony morphology. Preferably, the CICM cells or cell lines will be maintained in a growth medium consisting of alpha-MEM supplemented with FCS and 0.1 mM beta-mercaptoethanol (Sigma). However, other culture medium may be substituted therefore including, e.g., the cultured media disclosed *supra*.

The growth medium is exchanged for fresh medium as necessary during culturing so as to optimize cell growth. This is typically effected about every 2-3 days. However, this may vary dependent upon the specific feeder cells and the selected culture medium. After culturing is effected for several days, usually about 4 days, the first cultured ICM or CICM colonies will be observed, and some time thereafter, typically at least about 1 day later, the cultured ICMs may then be passaged onto other fibroblast feeder layer containing culture plates.

It has also been found that the passaging efficiency of CICM cells is enhanced when they are passaged together with some associated feeder cells onto a new feeder layer. Therefore, the new passage contains some of the feeder cells from the previous passage. In passaging the CICM cells together with some associated feeder cells (fibroblasts), it has been found that the passaging efficiency (percentage of CICM cell clumps which result in new colonies) is significantly enhanced.

As discussed above, an important part of the invention comprises the discovery that CICM cells comprising a particular combination of morphological properties are preferred for passaging and the production of cultured ICM cells and cell lines having the desired properties. Specifically, cells which possess the following morphological characteristics are preferred:

- (i) small cytoplasmic/nuclear volume ratio (ranging from about 10/90 to about 50/50, more preferably about 10/90 to about 30/70, and most preferably about 25/75);
- (ii) observable cytoplasmic vesicles; and
- (iii) small individual cells, ranging from about 10 - 20  $\mu$ m in diameter, and preferably less than about 15  $\mu$ m in diameter.

Calculation of cytoplasmic/nuclear volume ratios may be easily determined by observing cultured cells under the microscope, taking appropriate measurements, and making

appropriate volumetric calculations. Similarly, cytoplasmic vesicles can easily be observed in cultured cells. Finally, cell size can be easily determined by measuring cell diameters of CICMs comprised on the feeder layer culture.

It has been surprisingly discovered by the present inventors that these morphological properties are important for the isolation and propagation of cultured ICM cells and the production of cell lines having the desired morphological and cell marker characteristics and which maintain such properties for prolonged periods in tissue culture, i.e., after repeated passaging.

More specifically, the present invention was based on the observation that when ICM or passaged CICM cell lines initially attach to the feeder layer, multiple layer colonies shortly become visible, typically after about 2 days. However, these multilayer colonies generally begin to flatten into epithelial sheets of cells as the cells propagate *in vitro*. Related to this observation, it was discovered that while the cells contained in the multilayer section of the colony are AP positive and cytokeratin 18 negative, the flattened epithelial-like cells are AP negative and cytokeratin 18 positive. Thus, the epithelial-like cells express cell markers differently from ICMS of developing fetuses. Accordingly, it was discovered that ICMS cultured on feeder cell layers over time gradually exhibit a morphology and express cell markers which are inconsistent with ICMS of undifferentiated developing embryos. This is undesirable because CICMs which exhibit properties identically or substantially similarly to undifferentiated ICMS of developing embryos will potentially be totipotent and therefore should be useful in chimeric and nuclear transfer (NT) techniques.

Thus, one goal of the present invention was to develop culturing methods which maintain or revert these ICM cell colonies such that they comprise the desired multilayered colony morphology. It was theorized, based on the described morphology of the ICM colony, that specific cells could be

separated and used for passaging and that these separated cells might potentially result in the production of cultured ICMs having the desired multilayer morphology.

As noted, it was observed that the growing ICM cell colony, while initially entirely multilayer, quite rapidly flattens out to produce an epithelial sheet of cells having two distinct populations of cells within the colony. The first population is comprised on the outer perimeter of the cell colony and possesses a multilayer structure and includes cells which possess the following morphological characteristics:

- (i) small cell size (cells ranging from about 10 - 20  $\mu\text{m}$  in diameter, preferably less than 15  $\mu\text{m}$  in diameter);
- (ii) observable cytoplasmic vesicles; and
- (iii) small cytoplasmic/nuclear volume ratio (ranges from about 10/90 to about 50/50, preferably about 10/90 to about 30/70, and most preferably about 25/75.)

This outer section of the colony was also found to stain strongly positive for AP activity. By contrast, the cells in the middle of the colony tend to be comprised of flattened epithelial-like cells which exhibit little or no AP activity.

Based on the observed AP activity and multilayer structure, the present inventors decided to selectively passage only or substantially only the cells in the outer perimeter of the cell colony and specifically the cells having small cytoplasmic volume/nuclear volume ratio, observable cytoplasmic vesicles and small cell size (defined *supra*) in the hope that these cultured cells would produce additional multilayer C1CM cell colonies having the desired morphology. However, this outcome was not at all assured. To the contrary, it was possible that such passaging could have instead resulted in colonies consisting entirely of flattened epithelial-like cells, particularly if the observed epithelial-like appearance and altered cell marker expression were a consequence of culturing ICMs *in vitro* over prolonged time or a consequence of ICM cell passaging.

Quite surprisingly, the present inventors discovered that the selective passaging of cells comprised in the perimeter of the multilayer cell colony, possessing the above-enumerated morphological characteristics produced ICM multilayer colonies. Also, it was surprisingly found that these multilayer colonies contain cells which express cell markers identically or substantially similarly to ICM of developing embryos. Moreover, it was found that the subject method provides for the maintained production of CICMs which exhibit a morphology and express cell markers identically or substantially similarly to ICM of developing ungulate embryos, theoretically indefinitely. CICMs produced according to the invention maintain such properties for prolonged periods in culture, i.e., for at least one passage, after about 5 to 10 passages, and more preferably after about 10 to 50 passages.

The selective passaging of cells having the desired morphological characteristics may be accomplished by known cell separation methods. For example, the multilayered portion of the colony which constitutes the perimeter of the colony may be separated from the middle portion of the colony by physical means, e.g., using a glass pipette or a needle. The large cell clumps which result can then be further broken down by physical and/or chemical and/or enzymatic means. For example, cell dissociation may be effected by the use of enzymes, e.g., trypsin or pronase. Alternatively, mechanical cell separation may be effected by repeatedly pipetting large cell clusters or cell clumps through a cell pipette or by use of a needle or razor blade to cut large cell clumps into smaller groups. Preferably, such chemical and/or mechanical cell separation will produce CICM clusters suitable for passaging, i.e., which contain about 5 to 100 cells.

The separated cells used for passaging will preferably consist of cells contained in the multilayer peripheral section of the cell colony, preferably having the above-recited morphological characteristics. However, in some cases, even cells from the inner portion of the cell colony,

when treated according to the invention, are found to produce multilayer colonies after passaging onto a new feeder layer.

This is believed to occur because the cells revert back to the desired multilayer colonies either because of the passaging procedure or the reestablishment of cell-to-cell contact with the new feeder layer. However, the present inventors do not wish to be bound by their belief.

During passaging, it is essential that the small ICM cells or cell clusters be placed into direct contact with the feeder layer to prevent CICM colony differentiation. It has been found that if the cells or cell clusters are grown without sufficient contact with feeder layers that this instead results in embryoid bodies. Such embryoid bodies may be observed in Figure 1 which is a photograph showing cultured ICM cells grown without sufficient contact with a feeder layer.

To initiate direct contact, any method may be used which provides for direct cell contact between passaged CICM cells and feeder cell layer which is not degradative to the CICMs and does not adversely affect colony production. The least efficient means is to simply allow the small clumps of cells to settle down on top of the feeder layer. It is more preferable to use methods which provide for more efficient cell-to-cell contact between the CICM cells and the feeder layer. This has been found to result in a higher number of multilayer CICM cell colonies.

Any physical means which provides for enhanced physical contact between the CICM cells and the feeder cells, but which is not unduly degradative, i.e., does not adversely affect the production of the desired multilayer type cells and CICM cell lines may be used. Methods for providing for increased direct contact of passaged CICMs and the feeder layer include, by way of example, the use of a pipette to press the individual clumps of cells onto the feeder layer; the placement of CICM cell clusters under the feeder layer so that the cells are sandwiched between the feeder layer and the bottom of the

dish; and the centrifugation of clumps of cells on top of the feeder layer, e.g., from between 100 and 5000 g for about 10 minutes to 5 hours to force the cell clusters onto the feeder layer. These methods are merely exemplary of methods which may be used to force the CICM cell clusters into close contact with the feeder layer. Other methods may be substituted therefore provided that they do not adversely affect the formation of the desired multilayer CICM cell colonies. As discussed above, it has also been found that passaging efficiency may further be enhanced by passaging CICM cells together with some associated feeder cells onto the new feeder colony. Apparently the presence of some of the feeder cells from the previous passage enhances the percentage of CICM cell clumps which result in new colonies.

In general, the above culturing procedure for culturing CICM cells is applicable to any ungulate derived CICM cells. For example, procedures initially found to be suitable for culturing pig CICM cells have been found to be applicable to bovine CICM cells. However, one observed difference is that the majority of cells derived from bovine embryos are AP negative whereas those derived from pig embryos are AP positive. It is hypothesized that there may exist species differences in AP expression in cows and pig ICMS. However, this is unclear because the inventors were able to produce one bovine cell line that was weakly AP positive and which grows in small clumps. (See Figure 2).

Also, the bovine cells differ from the pig cells in that the borders of the colony are not as well defined. However, similar to the pig derived cells, the cells comprised in the perimeter of the colony are AP positive whereas cells in the center of the colony tend to lose AP activity. This also may be appreciated upon review of Fig. 2. Similar to pig derived CICMs, these cells are cytokeratin 18 negative.

As shown in the Examples, and described in more detail infra, the subject CICMs are useful for the introduction of heterologous DNAs. In particular, transgenic CICM cell lines

have been produced which contain within their genome a heterologous DNA (beta-galactosidase DNA construct). Also, recently the inventors obtained cells using the above-described culturing methods which were somewhat different from the described CICM cells in their morphology, ability to differentiate, level of endogenous beta-galactosidase activity (higher), and ability to express beta-galactosidase DNA constructs. Moreover, these cells were AP negative from the onset of culturing, whereas previous CICM cells of pigs tended to lose AP activity over time during culturing. Similar cells have been observed and propagated in CICMs derived from cows. Although these cells lack AP activity, they exhibit some characteristics in common with ICM cells. Therefore, they may also be useful for production of transgenic cloned embryos, as well as the other described applications of CICMs.

The heterologous DNA which is inserted into the CICM cells may also include biological markers, called selectable markers, to help identify cells carrying the desirable heterologous DNA. Co-transformation of the CICM cells with a selectable marker and a gene of interest allows the transgenic CICM cells to grow up out of a much larger population that did not take up any DNA thus permitting identification of cells transformed with the gene of interest. Examples of dominant selectable markers used in mammalian cell transformation methods include neomycin phosphotransferase (Neo), dihydrofolate reductase (DHFR), thymidine kinase (TK), aminoglycoside phosphotransferase (APH), hygromycin-B-phosphotransferase (HPH), xanthine-guanine phosphoribosyltransferase (XGPRT), and adenosine deaminase (ADA).

The present invention further provides another method for providing cultured ICM cells and cell lines having the desired morphological and cell marker characteristics, e.g., CICMs which are AP positive and cytokeratin 18 negative. This second method will also involve obtaining and culturing ICMS, preferably from blastocyst or preblastocyst stage embryos of



ungulates on feeder cell layer cultures. Preferably, the culturing techniques and passaging methods will be effected as described above.

However, the second method differs in the fact that the cultured ICM cells will express, preferably only under specific conditions, a differentiation inhibiting (DI) gene. This is preferably accomplished by introducing into the ICM cells, at some time during the culturing or passaging procedures, a nucleic acid sequence which includes a differentiation inhibiting gene, which is preferably expressed under the control of an inducible or regulatable promoter.

As noted above, DI genes refer to any gene or genes which may inhibit cell differentiation in the C1CM cell colonies which do not adversely affect the isolation of C1CM cell lines having the desired morphological characteristics and cell marker expression. The DI gene, preferably operably linked in proper reading frame to a regulatable or inducible promoter may be introduced into the nucleus of embryonic cells from which the C1CM cell lines are derived during passaging, or alternatively introduced into an established C1CM cell line.

This is effected in a manner which results in the DI gene, or transgene as it may be accurately described, being integrated into the genome of the embryonic ICM or cultured ICM cells or cell line. Methods for introducing desired DNAs into mammalian cells and embryonic cells in particular are known in the art and include by way of example microinjection, electroporation, lipofection, retroviral insertion, Ca precipitation, and liposome insertion. To date, microinjection appears to be the most efficient means for introducing the DNA into C1CM cell lines. However, it is expected that other methods will also be effective with appropriate optimization.

Differentiation inhibiting genes suitable for use in the invention include, e.g., tsA58 (See WO 91/13150), other T antigens and oncogene products known to inhibit differentiation (See WO 91/13150 for examples thereof), OCT3 (Okamoto

et al., Cell, 60:461 (1990), Rosner et al., Nature, 345:686, (1990), LIF and the LIF receptor (Smith et. al., Nature, 336:688 (1988)). These DI genes are merely exemplary of those which may be used in the present invention.

The DI gene is preferably placed under the control of an inducible or regulatable promoter. As noted, examples of inducible promoters are well known in the art and include by way of example the metallothionein promoter (metal ion inducible), as well as the response elements for tetracycline, interferon and steroid (See WO 94/29442; Kimura et al., Cell, 44:261 (1986); Yarranton, Curr. Opm. Biotech, 3:506 (1992)).

After the transgene is integrated into the embryonic or cultured ICM cells or cell line, and the resultant transgenic cells are established onto feeder cell cultures, the DI gene or genes are turned on by inducing the particular inducible promoter. This is typically effected by adjustment of culturing conditions. For example, if the promoter is the metallothionein promoter induction is effected by introduction of a culture medium containing appropriate metal ions which induce ("turn on") the promoter. Thereby, when the cells are cultured under induction conditions, the cultured ICM cells should continually or for prolonged periods in tissue culture maintain the desired ICM cell morphology and gene expression characteristics. More specifically, the cells should exhibit the desired multilayer cell colony morphology and express cell markers identically or substantially similarly to ICMs of developing embryos, i.e., the cells will generally be AP positive and cytokeratin (cytokeratin 18) negative. Thereby, problems such as ICM cell colonies differentiating into flattened epithelial sheets which are AP negative and cytokeratin 18 positive (which are observed when ICMs are cultured under conventional conditions) should be minimized or even eliminated. Moreover, this should also prevent the differentiation of ICM cells during passage and during sustained culture periods.

The resultant cultured ICM cells and cell lines which are obtained by the above-described methods possess numerous usages. Most especially, these CICM cell lines can be used to produce offspring which possess the CICM genetic makeup in whole or part. Even more especially, heterologous DNA can be inserted into the CICM cells to produce transgenic CICM cells. Selection of the transgenic CICM cells can be facilitated by co-transforming the CICM cells with a selectable marker and a gene(s) of interest.

Chimeric offspring can be obtained by injecting the transgenic CICM cells directly into the blastocoele cavity of recipient embryos or combined with pre-blastocyst stage embryos. The resultant chimeric embryos are then placed into a recipient female. The resultant offspring should then have a CICM genetic contribution to all organ systems including the germ cells of the reproductive organ. Thereby, the chimeric animal can pass the CICM genetics into subsequent generations of offspring. Also, the introduced CICM may have introduced in their genome a desired transgene or transgenes. Thereby, chimeric offspring may be obtained which express a desired transgene or transgenes (i.e., the transgene(s) of interest). For example, transgenes may be introduced into CICMs which provide for enhanced livestock properties, e.g., which encode hormones (e.g., growth hormones), which provide for disease resistance, (e.g., lymphokines, viral resistance genes, bacterial resistance genes), enhanced milk production, altered fat percentages, enhanced body weight, enhanced production of certain therapeutic proteins, among other enhanced properties (e.g., increased wool production). Also, transgenes may be introduced which encode for desired transgene products, e.g., transgenes which encode products useful as human therapeutics or for xenotransplantation.

Also, the subject CICM cells can be used in nuclear transfer procedures to obtain nuclear transfer embryos, fetuses and offspring. Nuclear transfer techniques are known in the literature and are described in many of the references

discussed in the Background of the Invention. See in particular, Campbell et al., Theriogenology, 43:181 (1995); Collas et al., Mol. Reprod. Dev., 38:264-267 (1994); Keefer et al., Biol. Reprod., 50:935-939 (1994); Sims et al., Proc. Natl. Acad. Sci. USA, 91:6143 (1994); Stice et al., Theriogenology, 41:301 (1994); Sims et al., Proc. Natl. Acad. Sci. USA, 90:6143-6147 (1993); WO 94/26884; WO 94/24274; and WO 90/03432 which are incorporated by reference in their entirety herein. Nuclear transfer embryos, fetuses, offspring or clones are produced by fusion, nuclear fusion, electrofusion, injection or microinjection of the CICM cells into enucleated oocytes or enucleated, preimplantation embryonic cells. The enucleated, preimplantation embryonic cells include, but are not limited to, the following stages of the recipient embryo: oocytes, one-cell, two-cell, four-cell, eight-cell, 16-cell, 32-cell, morula, blastocyst, and hatched blastocysts. Again, if the CICM contributes to fetal germ cells, the CICM genetics can be passed onto subsequent generations of animals. Similarly, the CICM cells may be genetically engineered such that they have integrated into their genome a desired transgene or transgenes, e.g., transgenes which provide for enhanced livestock properties, or which encode for desired gene products, e.g., human therapeutics or other polypeptides.

Still further, differentiated cells, tissues or organs produced by nuclear transfer or obtained from chimeric fetuses or offspring may be used in transplantation therapies. For example, nuclear transfer or chimeric fetuses derived from CICM cells containing an anti-rejection gene or genes may provide a source of hematopoietic cells useful to supplement or replace human hematopoietic stem cells. This is potentially useful in immunocompromised patients, e.g., AIDS patients or other diseases affecting hematopoietic stem cells. Also, stem cells may be useful in treatment of Huntington's disease, Parkinson's disease and Alzheimer's disease. Moreover, pancreatic cells may be useful in diabetes

treatments. Further transplanted liver cells may be useful for the treatment of liver diseases. Alternatively, whole soft organs may potentially be transplanted from genetically altered CICM-derived ungulates into humans (See Durling et al., Curr. Omp. Immunol., 6:765 (1994)) incorporated by reference in its entirety herein.

Also, the subject CICM cell lines may be used as an *in vitro* and *in vivo* model of differentiation, in particular for the study of genes which are involved in the regulation of early development.

This is only exemplary of potential applications of CICM cell lines obtained according to the present invention.

The invention will now be described in more detail in the following Examples.

#### EXAMPLE 1

Production of CICM cell lines from pre-blastocyst and blastocyst stage pig embryos were conducted using the following general protocol. First, primary cultures of embryonic fibroblasts were obtained from 12-16 day old murine fetuses. After the head, liver, heart and alimentary tract were aseptically removed, the embryos were minced and incubated for 30 minutes at 37°C in prewarmed trypsin EDTA solution (p.05% trypsin/0.02% EDTA; GIBCO, Grand Island, NY). Fibroblast cells were plated in tissue culture dishes and cultured in alpha-MEM medium (BioWhittaker, Walkersville, MD) supplemented with 10% fetal calf serum (FCS) (Hyclone, Logen, UT) penicillin (100 IU/ml) and streptomycin (50 µg/ml). Three to four days after passage, embryonic fibroblasts, in 35 x 10 Nunc culture dishes (Baxter Scientific, McGaw Park, IL), were treated with mitomycin C (10µg/ml; Sigma) in supplemented alpha MEM for a minimum of three hrs. The fibroblasts were grown and maintained in a humidified atmosphere with 5% CO<sub>2</sub> in air at 37°C. Only culture plates which had a thick confluent monolayer of cells were used to culture the CICM cell lines.

The characteristics of the feeder layer is an important factor in obtaining and propagating undifferentiated CICM cell lines.

Porcine embryos were surgically collected from the reproductive tract post mortem or during surgical laparotomy. The ICM of blastocyst stage embryos were either partially separated from the trophoblast cells using a cutting needle, incubated in trypsin or pronase, or left intact. The ICM and at least a portion of the trophectoderm was plated directly onto the mitomycin C blocked fibroblast cells often using a glass pipette to initiate contact between the ICM and the fibroblast feeder layer. The CICM cell lines were maintained in a growth medium consisting of alpha MEM supplemented with 10% FCS and 0.1 mM beta-mercaptoethanol (Sigma). Growth medium was exchanged every two to three days. Initial colonies were observed by the fourth day of culture and could be passaged any time after the fifth day. Only cells having the following three morphological features were isolated for passage: a small cytoplasmic/nuclear volume ratio, cytoplasmic vesicles, and generally small individual cells (less than 15  $\mu$ m in diameter). These cells are often isolated from multilayer portions of the colony which maintained direct contact with the feeder layer. The portions of the colony that met this criteria were often AP positive and cytokeratin negative upon passage onto a new feeder layer.

When the ICM or the passaged CICM cells initially attach to the feeder layer, multiple layer colonies consisting of small cells are visible after two days in culture. This can be seen in Fig. 3. The multilayer colonies are AP positive and cytokeratin negative (See Figs. 4 and 5). However, some of the colonies begin to form an epithelial-like sheet of cells. The epithelial-like cells are AP negative and cytokeratin positive (Figs. 6 and 7). In addition, the multilayer colonies often begin to flatten into epithelial sheets of cells as they propagate *in vitro* (Fig. 8).

It was observed by the inventors that a growing multilayer colony begins to flatten out, forming an epithelial

sheet of cells having two distinct populations of cells within the colony. The first population resides in an area around the perimeter of the colony. This section of colony is multilayered and the individual cells are small and possess cytoplasmic vesicles (Fig. 8). This area also stains positive for AP activity. The other area of the colony contains the flattened epithelial-like population of cells. These cells tend to be in the middle of the colony. In this population of cells, individual cells and cell borders can be observed when viewing the colony under a microscope (Fig. 8). Again, these cells have very little AP activity or none at all. Some porcine cell lines and all bovine cell lines are normally AP negative.

It was theorized that to maintain the desired multilayer type cells, preferably, only the cells around the perimeter would be selectively passaged to produce additional multilayer colonies.

This is preferably accomplished by using a glass pipette razor or a needle to cut out the multilayer portions of the colony (perimeter cells). The large groups of cells can be broken down further either by mechanical separation or by using trypsin (0.05% trypsin/0.2% EDTA) along with the mechanical separation. Mechanical separation is conducted by repeatedly pipetting large clumps of cells up and down through a small bore pipette. Alternatively, a needle or razor blade can be used to cut the large group of cells into smaller groups. It was surprisingly found that CICM clumps obtained by all these methods (5 to 100 cell) can then be passaged onto new feeder layers to produce cultures having the desired multilayer morphology. In some occasions even cells from the inner portion of the colony when treated in this same manner, produced multilayer colonies after passage onto new feeder layers. It is hypothesized that these cells reverted back to the multilayer colonies as a result of either the passage procedure or the reestablishment of cell to cell contact with the new feeder layer.

It was observed that the small clumps of cells must be placed back in direct contact with the feeder layer to prevent CICM colony differentiation. By contrast, cells grown without contact with feeder layers form embryoid bodies (Fig. 1). There are several methods used to re-initiate feeder layer contact. The least efficient means is to allow the small clumps of cells to settle down on top of the feeder layer after the cell culture plates are placed back in the incubator. A preferred method involves forcing cell to cell contact between the CICM cells and the feeder layer. This results in a higher number of newly established CICM cell colonies. One way to force cell to cell contact is to use a pipette to press the individual clumps of cells down on top of the feeder layer. Another method is to place the clump of CICM cells under the feeder layer so that the cells are forced between the feeder layer and the bottom of the culture dish. Still alternatively, clumps of cells on top of the feeder layer can be centrifuged between (100 and 5000 g) for (10 min to 5 hrs) to force the cells down on top of the feeder layer. Essentially, any method which forces the passaged clumps of CICM cells into close contact with the feeder layer results in the production of CICM cell colonies having the desired multilayer morphology. Also, as discussed previously, passaging efficiency may be further enhanced by passaging CICM cells along with some associated feeder cells onto the new feeder layer.

#### EXAMPLE 2

CICM cells obtained according to Example 1 were used for insertion of heterologous DNA's. Specifically, these cells were microinjected with linear as well as supercoiled DNA constructs containing different promoters placed in front of either the beta-galactosidase gene and/or the neomycin phosphotransferase gene. The specific promoters used were the cytomegalovirus promoter (CMV promoter), phosphoglycerate Kinase promoter (PGK promoter), mammary promoter (MAM



promoter), reCMV promoter and chicken beta actin promoter. These gene constructs were diluted in a buffered solution (containing 80mM KCl and 70mM HEPES.) However, other buffers may readily be substituted therefore, such as Tris EDTA. The concentration of the DNA constructs in solution ranged from 5 to 10 $\mu$ g/ml. However, concentrations ranging from 0.1 to 100  $\mu$ g/ml should be effective. These DNA preparations were then microinjected into cultured CICM cells obtained according to Example 1.

In this procedure, the individual CICM cells within the colonies were located by viewing the colonies through an inverted microscope. Thereafter, the cell membrane alone or additionally the nuclear membrane was punctured using a small injection needle containing the DNA preparation. The opening in the needle was about 1  $\mu$ m. Such a diameter needle was selected to help prevent CICM cell lysis. Moreover, the microinjection procedure was facilitated by the use of a micromanipulator which was attached to the inverted microscope.

After the injection pipette was introduced into the nucleus, approximately 700 copies of the DNA were released into the nucleus. The micropipette was then removed from the cell. This process was repeated for other cells in the CICM colony. Ideally, 1000 cells may be microinjected per hour.

The results obtained using the different promoters are summarized in the following table.

Heterologous Gene Expression in Microinjected CICM Cells

promoter	expression two hours after injection	expression five days after injection
CMV	+++	++
PGK	++	none
reCMV	++	not tested
MAM	++	not tested
C-Actin	+	not tested

The above results demonstrate that vectors containing each of the tested promoters result in cells which express the inserted heterologous DNA. It was also observed that microinjection with several constructs did not provide for any additive effects on gene expression.

Figure 9 is a photograph of microinjected pig C1CM cells containing a CMV beta-galactosidase construct detected by X-gal staining. Nests of cells expressing b-galactosidase may be seen. This indicates that the  $\beta$ -galactosidase gene has been effectively incorporated into the cell genome and is being transmitted and expressed in daughter cells.

The above results were obtaining using pig C1CM cells. Moreover, using similar methods, bovine C1CM cells were also injected with CMV and PGK-beta-galactosidase constructs. Both DNA constructs resulted in recovery of cells which express beta-galactosidase.

Thus, these results demonstrate that C1CM's cultured according to the invention may successfully be used for integration and expression of desired heterologous DNA's. Also, these gene expression characteristics may be passed onto daughter cells.

### EXAMPLE 3

C1CM cells obtained from cattle according to Example 1 were used for insertion of heterologous DNAs followed by selection *in vitro* for cells that stably expressed the heterologous DNAs. In this example the cytomegalovirus promoter and a fusion gene consisting of both the beta-galactosidase gene and the neomycin phosphotransferase gene (beta-GEO) were used. Microinjection of the gene construct into the C1CM cells followed the same procedure as described in Example 2 for both the bovine and the porcine C1CM cells. The C1CM cells were propagated on primary mouse embryonic fibroblast cells derived from a line of transgenic mice (commercially available from Jackson Labs) that have the

neomycin phosphotransferase gene in their genome. The day after the CICM cells were microinjected they were placed in selection growth medium containing the selection compound G418 (gentamicin). This drug kills any cell that is not expressing the neomycin phosphotransferase gene.

The transgenic CICM cell can be selected for by several procedures. Transgenic bovine CICM cells were selected at a constant level (150  $\mu$ g/ml of G418). G418 was added to the CICM growth medium the day after microinjection of the beta-GEO construct. Then CICM colonies underwent massive cell death, to the point where CICM colonies were not observed in the dish. After 10 to 20 days of selection, transgenic CICM colonies had multiplied to a level that these colonies were clearly present in the dish. The following table reports the efficiency of this procedure.

Production of transgenic Bovine ES colonies

<u>Line #</u>	<u>Cells</u>		<u>Number of</u>	
	<u>injected</u>	<u>(+) colonies (%)</u>	<u>Efficiency (%)</u>	
18	3753	5 (0.1%)	0.133	
392	3508	2 (0.1%)	0.057	
393	3502	0 (0)	0.000	

Established colonies were confirmed to be transgenic via PCR amplification of the heterologous DNA and the product run out on an agarose gel. The gel was stained with ethidium bromide to determine presence of the amplified beta-GEO.

In the pig, a slightly different procedure was used. However, both procedures are likely to be useful in both species. Pig CICM cells were less sensitive to the G418. The CICM cell colonies were injected with the beta-GEO construct and first selected at 100 to 200  $\mu$ g/ml of G418. At this concentration the non-expressing CICM cells were not killed but did not multiply either, whereas the transgenic CICM cells did grow. The net effect was that the CICM cell colonies did not undergo a massive cell death as in the previous bovine

CICM example. The colonies were passaged (described in Example 1) approximately a week after the selection process started. The day after passage, G418 concentration in the growth medium was increased to between 200 to 400  $\mu\text{g/ml}$ . At this dose level the non-transgenic CICM cells started to die off. Any colonies that exhibited continuous growth were continually passaged every three to seven days and the G418 concentration was kept at this high level of selection for several weeks. We have shown that G418 levels can be raised to 600  $\mu\text{g/ml}$  without obvious detrimental effects on transgenic CICM cells. The colonies were verified to be transgenic using the PCR analysis described above. The cells were maintained at the 100 to 200  $\mu\text{g/ml}$  level thereafter for CICM propagation. In this case over 5000 CICM cells were injected and two stable transgenic colonies were produced (<0.1% efficiency).

#### EXAMPLE 4

In this culturing method, a DI gene is conditionally expressed in CICM cell colonies to prevent cell differentiation. The cell passage and culture techniques are the same as in Example 1 with the difference being the genetic makeup of the CICM cells. Specifically, a DI gene is introduced into the nucleus of embryonic cells from which the CICM cell lines are derived or into an established CICM cell line. The transgene is then integrated into the genome of the CICM cells. Any known methods of introducing transgenes into embryonic cells can be used, including by way of example microinjection, electroporation, retroviral insertion, Ca precipitation, and liposome insertion.

The inserted transgene is expressed under the control of an inducible promoter. Inducible promoters include, e.g., response elements such as tetracycline (WO 94/29442), interferon (Kimura et al., 1986), steroid and metallothionein (reviewed by Yarranton, 1992). Accordingly, the DI gene is inserted such that it is operably linked, in proper reading frame, with an inducible promoter.

After the chimeric gene construct is integrated into the genome of the embryonic cells and the multilayer ICM cell colony is established, the DI gene is expressed by inducing the inducible promoter. This expression provides for the ICM cell colony to continuously, or for prolonged time in tissue culture, maintain the desired multilayer morphology and to express genes consistent with ICM of developing embryos. Thus, problems such as cells differentiating into flattened epithelial sheets that lose their AP expression and express cytokeratin 18 are minimized or even avoided altogether. This method is also useful in preventing differentiation of cells during long term culture periods.

#### EXAMPLE 5

Colonies of transgenic C1CM cells were disaggregated either using 1-5 mg/ml pronase or 0.05% trypsin/EDTA combined with mechanical disaggregation methods (Example 1) so that clumps of five or fewer cells were produced. Trypsin or pronase activity was inactivated by passing the cells through multiple washes of 30 to 100% fetal calf serum. The disaggregated cells were placed in micromanipulation plates containing TL-HEPES medium. Fertilized embryos were also placed in these plates and micromanipulation tools were used to produce the chimeric embryos. Eight to ten transgenic C1CM cells were injected into the 8-16 cell stage fertilized embryos. These embryos were cultured *in vitro* to the blastocyst stage and then transferred into recipient animals. A total of 18 blastocyst stage chimeric embryos were non-surgically transferred into seven recipient females. After five weeks of gestation 12 fetuses were recovered. Several tissues of each fetus and primordial germ cells (cells that demonstrate germ-line-chimeras) were screened by PCR amplification and southern blot hybridization of the amplified product to a beta-galactosidase fragment. Of the 12 embryos, 5 resulting fetuses were abnormal in size and not tested. One abnormal fetus was tested and was positive for C1CM

contribution in the muscle. The rest of the tested fetuses had some CICM contribution to various tissues ranging from the heart, striated muscle, brain, liver and gonads. Two of the seven normal fetuses had transgenic CICM contribution to the primordial germ cells (PGCs). This demonstrates that transgenic CICM cells can be used to produce germ-line chimeras. Results are shown in the following table.

Summary of PCR/Southern Blot Analysis of Chimeric Fetuses

	Embryo number											
	1	2	3	4	5	6	7	8	9	10	11	12
<u>Embryo phenotype</u>	a	a	n	n	a	n	a	a	n	a	n	n
heart	*	*	+	+	-	-	*	*	+	*	+	+
muscle	*	*	+	+	+	*	*	*	-	*	*	+
brain	*	*	-	+	*	+	*	*	-	*	+	+
liver	*	*	*	-	-	+	*	*	-	*	+	+
gonads	*	*	-	+	*	+	*	*	+	*	+	+
PGCs	*	*	+	-	-	+	*	*	-	*	-	-

n = normal; a = abnormal; \* = not tested; - = negative; + = positive.

Taken together, these data show: 1) that the bovine CICM cells are pluripotent; 2) the production of bovine transgenic fetuses is feasible using the described approach; and, 3) the appearance of the marker gene in gonads and PGCs suggest chimerism in the germ line.

In the pig, the procedure was similar to that used to produce bovine chimeras. Five to 20 transgenic CICM cells were injected into fertilized embryos ranging from the four cell stage to the blastocyst stage. In the first pregnant recipient gilt, 10 blastocyst stage chimeras were transferred into the oviduct. Ten 35 day old fetuses were recovered and 2 of the fetuses had multiple tissues positive for the transgene

and six of ten fetuses had the transgene in at least one tissue. In the second animal, 16 chimeric embryos (4-to 8-cell stage) were transferred into the oviduct of the recipient. Fourteen (14) fetuses were recovered at approximately 35 days of gestation. Five of the 14 fetuses had the gene in multiple tissues and a total of nine fetuses had transgenic CICM contribution to at least one tissue type. Determination of transgenic CICM cells was confirmed with two separate sets of PCR probes. These probes amplified the transgene construct followed by southern blot hybridization of the amplified product to a beta-galactosidase fragment. Tissues from all three germ layers were determined to be positive for the transgenic CICM cell contribution in chimeric fetuses.

#### EXAMPLE 6

After slaughter-house oocytes were matures *in vitro* (Keefer et al., Mol. Reprod. Dev., 36:469-474 (1993)) the oocytes were stripped of cumulus cells and enucleated with a beveled micropipette at approximately 20 hours post beginning of maturation (hpm). Enucleation was confirmed using Hoechst 33342 (3  $\mu$ g/ml; Sigma). Individual bovine transgenic CICM cells donor cells were then placed into the perivitelline space of the recipient oocyte. Colonies of transgenic CICM cells were disaggregated by protease and/or trypsin treatment (see Example 1). Time of fusion was between 20 and 24 hpm. NT embryos were placed in a fusion chamber with a 500  $\mu$ m gap between the electrodes. Fusion media was a non-ionic fusion medium (Zimmerman fusion medium). Fusion pulse parameters were maintained at a constant 90 V for 14  $\mu$ sec (DC square wave pulse).

The timing of activation was held constant (24 hpm). A description of the activation procedure is as follows: NT embryos were exposed for 10 to 30 min. to culture medium containing 0.2 mM DMAP (Sigma) and cultured at 39°C 5% CO<sub>2</sub>. The NT units were then exposed to four min. in ionomycin

(5  $\mu$ M; CalBiochem, La Jolla, CA) in HEPES buffered medium supplemented with 1 mg/ml BSA (HBM) and then washed for 5 min. in HBM supplemented with 30 mg/ml BSA. The NT embryos were washed in HBM and then placed in embryo culture medium in microdrop plates and cultured for three to four more days at 39°C 5% CO<sub>2</sub> for four to five hrs. The embryos were washed in HBM and then placed in embryo culture medium in microdrop plates and cultured for three to four more days at 39°C and 5% CO<sub>2</sub>. At all stages, oocytes and embryos were cultured in pre-equilibrated drops of medium (30 to 50  $\mu$ l) under light weight mineral oil.

After four days in culture, NT embryos were transferred into microdrops of embryo culture medium containing 10% FCS. At day 7 (Day 0 = day fusion and activation) the developmental rates to blastocyst stage was determined. On day 7 or 8 a limited number of blastocysts from various groups were transferred into recipient females. The stage of estrous cycle of the recipient was matched with the stage of the embryo.

Initially, 174 transgenic NT embryos were produced. Of these, 60 cleaved and 3 developed to the blastocyst and were transferred into recipient females. The net result will be genetically identical transgenic bovine fetuses or offspring derived from a transgenic CICM cell line (Keefer et al., "Effect of FSH and LH during bovine *in vitro* maturation on development following *in vitro* fertilization and nuclear transfer," Mol. Reprod. Dev., 36:469-474 (1993).)

While the invention has been described with respect to certain specific embodiments, it will be appreciated that many modifications and changes thereof may be made by those skilled in the art without departing from the spirit of the invention. It is intended, therefore, by the appended claims to cover all modifications and changes that fall within the true spirit and scope of the invention.



WHAT IS CLAIMED IS:

1. A method for producing non-human, chimeric fetuses which comprises the following steps:

(i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo of a first genetic complement;

(ii) culturing said ICMs or ICM progenitor cells on a feeder layer culture under conditions which provide for the formation of multilayer cell colonies;

(iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:

(a) small cytoplasmic/nuclear volume ratio;

(b) cytoplasmic vesicles;

(c) small individual cells relative to rest of the cell colony;

(iv) separating one or a cluster of said identified cells from the rest of the cell colony;

(v) passaging said separated ICM cells or ICM progenitor cells onto another feeder layer culture under conditions whereby there is at least some physical contact between the feeder cell layer and the separated cells or cell cluster to produce cultured inner cell mass (CICM) cells;

(vi) introducing the CICM cells developed from the first genetic complement into fertilized embryos of a second genetic complement to produce chimeric embryos;

(vii) transferring the chimeric embryos to recipient females; and,

(viii) permitting the transferred chimeric embryos to develop into chimeric fetuses.

2. The method of claim 1, wherein in step (vi) the CICM cells are introduced into the fertilized embryos by microinjection.

3. A chimeric fetus produced according to the method of claim 1.
4. The method of claim 1 including the additional step of allowing the recipient females to give birth to chimeric animals as a result of carrying the chimeric fetuses to term.
5. A chimeric animal produced according to the method claim 4.
6. The chimeric animal of claim 5 wherein at least one of its gametes has been transformed with DNA of the first genetic complement.
7. Transgenic offspring produced by breeding the chimeric animal of claim 6.
8. A method for producing non-human, transgenic chimeric fetuses which comprises the following steps:
  - (i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo;
  - (ii) culturing said ICMs or ICM progenitor cells on a feeder layer culture under conditions which provide for the formation of multilayer cell colonies;
  - (iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:
    - (a) small cytoplasmic/nuclear volume ratio;
    - (b) cytoplasmic vesicles;
    - (c) small individual cells relative to rest of the cell colony;
  - (iv) separating one or a cluster of said identified cells from the rest of the cell colony;
  - (v) passaging said separated ICM cells or ICM progenitor cells onto another feeder layer culture under conditions whereby there is at least some physical contact be-

tween the feeder cell layer and the separated cells or cell cluster to produce cultured inner cell mass (CICM) cells;

- (vi) inserting heterologous DNA into said CICM cells;
- (vii) selecting for transgenic CICM cells;
- (viii) introducing the transgenic CICM cells into fertilized embryos to produce transgenic chimeric embryos;
- (ix) transferring the transgenic chimeric embryos to recipient females; and,
- (x) permitting the transferred transgenic chimeric embryos to develop into transgenic chimeric fetuses.

9. The method of claim 8, wherein in step (vi) the heterologous DNA is introduced into the CICM cells by microinjection.

10. The method of claim 8, wherein in step (vii) the selection for the transgenic CICM cells is conducted *in vitro*.

11. The method of claim 8, wherein in step (viii) the transgenic CICM cells are introduced into the fertilized embryos by microinjection.

12. A transgenic chimeric fetus produced according to the method of claim 8.

13. The method of claim 8 including the additional step of allowing the recipient females to give birth to transgenic chimeric animals as a result of carrying the transgenic chimeric fetuses to term.

14. A transgenic chimeric animal produced according to the method claim 13.

15. The transgenic chimeric animal of claim 14 wherein the heterologous DNA is in the germ cells and can be transmitted to progeny of the transgenic chimeric animal.

16. Transgenic offspring produced by breeding the transgenic chimeric animal of claim 15.

17. A method for producing non-human, genetically identical fetuses which comprises the following steps:

- (i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo;
- (ii) culturing said ICMs or ICM progenitor cells on a feeder layer culture under conditions which provide for the formation of multilayer cell colonies;
- (iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:
  - (a) small cytoplasmic/nuclear volume ratio;
  - (b) cytoplasmic vesicles;
  - (c) small individual cells relative to rest of the cell colony;
- (iv) separating one or a cluster of said identified cells from the rest of the cell colony;
- (v) passaging said separated ICM cells or ICM progenitor cells onto another feeder layer culture under conditions whereby there is at least some physical contact between the feeder cell layer and the separated cells or cell cluster to produce cultured inner cell mass (CICM) cells;
- (vi) introducing nuclei of the CICM cells into enucleated oocytes or enucleated, preimplantation embryonic cells to produce embryos;
- (vii) transferring the embryos produced in step (vi) to recipient females; and,
- (viii) permitting the transferred embryos to develop into fetuses.

19. The method of claim 17, wherein in step (vi) the nuclei of the CICM cells are introduced into the enucleated oocytes or enucleated, preimplantation embryonic cells by microinjection.

21. The method of claim 17 including the additional step of allowing the recipient females to give birth to animals as a result of carrying the fetuses to term.

23. Offspring produced by breeding the animal of claim 22.

(i) obtaining an ICM of a blastocyst or ICM progenitor cells from preblastocyst stage embryo;

(iii) identifying from among the cells contained in the cultured ICM cell colony those cells which exhibit the following properties:

- (a) small cytoplasmic/nuclear volume ratio;
- (b) cytoplasmic vesicles;
- (c) small individual cells relative to rest of the cell colony;

(iv) separating one or a cluster of said identified cells from the rest of the cell colony;

[illegible]

- (v) passaging said separated ICM cells or ICM progenitor cells onto another feeder layer culture under conditions whereby there is at least some physical contact between the feeder cell layer and the separated cells or cell cluster to produce cultured inner cell mass (CICM) cells;
- (vi) inserting heterologous DNA into said CICM cells;
- (vii) selecting for transgenic CICM cells;
- (viii) introducing nuclei of the transgenic CICM cells into enucleated oocytes or enucleated, preimplantation embryonic cells to produce transgenic embryos;
- (ix) transferring the transgenic embryos to recipient females; and,
- (x) permitting the transferred transgenic embryos to develop into transgenic fetuses.

25. The method of claim 24, wherein in step (vi) the heterologous DNA is introduced into the CICM cells by microinjection.

26. The method of claim 24, wherein in step (vii) the selection for the transgenic CICM cells is conducted *in vitro*.

27. The method of claim 24, wherein in step (viii) the nuclei of the transgenic CICM cells are introduced into the enucleated oocytes or enucleated, preimplantation embryonic cells by electrofusion.

28. The method of claim 24, wherein in step (viii) the nuclei of the transgenic CICM cells are introduced into the enucleated oocytes or enucleated, preimplantation embryonic cells by microinjection.

29. A transgenic fetus produced according to the method of claim 24.

30. The method of claim 24 including the additional step of allowing the recipient females to give birth to transgenic animals as a result of carrying the transgenic fetuses to term.

31. A transgenic animal produced according to the method claim 30.

32. Transgenic offspring produced by breeding the transgenic animal of claim 31.

33. A method for producing transgenic chimeric ungulate fetuses which comprises the following steps:

(i) producing inner cell mass (CICM) cells derived from the ICM of a blastocyst or derived from ICM progenitor cells obtained from a preblastocyst ungulate embryo wherein said CICM maintains in culture the morphological characteristics and express cell markers identically or substantially similarly to ICMs of developing ungulate embryos;

(ii) inserting heterologous DNA into said CICM cells;

(iii) selecting for transgenic CICM cells;

(iv) introducing the transgenic CICM cells into fertilized ungulate embryos to produce transgenic chimeric ungulate embryos;

(v) transferring the transgenic chimeric ungulate embryos to recipient ungulate females; and,

(vi) permitting the transferred transgenic chimeric ungulate embryos to develop into transgenic chimeric ungulate fetuses.

34. The method of claim 33, wherein in step (iii) the selection for the transgenic CICM cells is conducted *in vitro*.

35. The method of claim 33 wherein the ungulate is a pig.

36. The method of claim 33 wherein the ungulate is a cow.

37. A transgenic chimeric ungulate fetus produced according to the method of claim 33.

38. The method of claim 33 including the additional step of allowing the recipient ungulate females to give birth to transgenic chimeric ungulates as a result of carrying the transgenic chimeric ungulate fetuses to term.

39. A transgenic chimeric ungulate produced according to the method of claim 38.

40. The transgenic chimeric ungulate of claim 39 wherein the heterologous DNA is in the germ cells and can be transmitted to progeny of the transgenic chimeric ungulate.

41. Transgenic offspring produced by breeding the transgenic chimeric ungulate of claim 40.

42. A method for producing transgenic, genetically identical ungulate fetuses which comprises the following steps:

(i) producing inner cell mass (ICM) cells derived from the ICM of a blastocyst or derived from ICM progenitor cells obtained from a preblastocyst ungulate embryo wherein said ICM maintains in culture the morphological characteristics and express cell markers identically or substantially similarly to ICMs of developing ungulate embryos;

(ii) inserting heterologous DNA into said ICM cells;

(iii) selecting for transgenic ICM cells;

(iv) introducing nuclei of the transgenic ICM cells into enucleated oocytes or enucleated, preimplantation embryonic cells to produce transgenic ungulate embryos;



(v) transferring the transgenic ungulate embryos to recipient ungulate females; and,

(vi) permitting the transferred transgenic ungulate embryos to develop into transgenic ungulate fetuses.

43. The method of claim 42, wherein in step (ii) the heterologous DNA is introduced into the CICM cells by microinjection.

44. The method of claim 42, wherein in step (iii) the selection for the transgenic CICM cells is conducted *in vitro*.

45. The method of claim 42, wherein in step (iv) the nuclei of the transgenic CICM cells are introduced into the enucleated oocytes or enucleated, preimplantation embryonic cells by electrofusion.

46. The method of claim 42, wherein in step (iv) the nuclei of the transgenic CICM cells are introduced into the enucleated oocytes or enucleated, preimplantation embryonic cells by microinjection.

47. The method of claim 42 wherein the ungulate is a pig.

48. The method of claim 42 wherein the ungulate is a cow.

49. A transgenic ungulate fetus produced according to the method of claim 42.

50. The method of claim 42 including the additional step of allowing the recipient ungulate females to give birth to transgenic ungulates as a result of carrying the transgenic ungulate fetuses to term.

51. A transgenic ungulate produced according to the method of claim 50.

52. Transgenic offspring produced by breeding the transgenic ungulate of claim 51.

53. A method for producing transgenic chimeric ungulate fetuses which comprises the following steps:

- (i) obtaining ungulate ICM cells or an established cultured ungulate ICM cell line;
- (ii) introducing into the nucleus of said ICM cells or established cultured ICM cell line one or more genes which inhibit differentiation of said ICM cells or cell line;
- (iii) culturing the resultant transgenic chimeric ungulate ICM cells or cell line on a suitable feeder cell culture under conditions which inhibit differentiation and provide for the production of a multilayer cell colony to obtain cultured inner cell mass (CICM) cells which exhibit morphological characteristics and which express cellular markers consistent with or substantially similarly to that of ICMs of differentiating ungulate embryos for prolonged periods in tissue culture;
- (iv) inserting heterologous DNA into said CICM cells;
- (v) selecting for transgenic CICM cells;
- (vi) introducing the transgenic CICM cells into fertilized ungulate embryos to produce transgenic chimeric ungulate embryos;
- (vii) transferring the transgenic chimeric ungulate embryos to recipient ungulate females; and,
- (viii) permitting the transferred transgenic chimeric ungulate embryos to develop into transgenic chimeric ungulate fetuses.

54. The method of claim 53, wherein in step (iv) the heterologous DNA is introduced into the CICM cells by microinjection.

55. The method of claim 53, wherein in step (v) the selection for the transgenic C1CM cells is conducted *in vitro*.
56. The method of claim 53 wherein the ungulate is a pig.
57. The method of claim 53 wherein the ungulate is a cow.
58. A transgenic chimeric ungulate fetus produced according to the method of claim 53.
59. The method of claim 53 including the additional step of allowing the recipient ungulate females to give birth to transgenic chimeric ungulates as a result of carrying the transgenic chimeric ungulate fetuses to term.
60. A transgenic chimeric ungulate produced according to the method of claim 59.
61. The transgenic chimeric ungulate of claim 60 wherein the heterologous DNA is in the germ cells and can be transmitted to progeny of the transgenic chimeric ungulate.
62. Transgenic offspring produced by breeding the transgenic chimeric ungulate of claim 61.
63. A method for producing transgenic, genetically identical ungulate fetuses which comprises the following steps:
- (i) obtaining ungulate ICM cells or an established cultured ungulate ICM cell line;
  - (ii) introducing into the nucleus of said ICM cells or established cultured ICM cell one or more genes which inhibit differentiation of said ICM cells or cell line;
  - (iii) culturing the resultant transgenic chimeric ungulate ICM cells or cell line on a suitable feeder cell culture under conditions which inhibit differentiation and provide for the production of a multilayer cell colony to



70. A transgenic ungulate fetus produced according to the method of claim 63.

71. The method of claim 63 including the additional step of allowing the recipient ungulate females to give birth to transgenic ungulates as a result of carrying the transgenic ungulate fetuses to term.

72. A transgenic ungulate produced according to the method of claim 71.

73. Offspring produced by breeding the transgenic ungulate of claim 72.

74. The method of claim 53 or claim 63 wherein said genes which inhibit differentiation are selected from the group consisting of tsA58, OCT3, LIF, LIF receptor and other oncogene products or T antigens.

75. The method of claim 53 or claim 63 wherein said genes which inhibit differentiation are expressed under the control of an inducible promoter and the culturing conditions comprise those which induce said promoter.

76. The method of claim 53 or claim 63 wherein said ICM cells are passaged.

77. The method of claim 53 or claim 63 wherein said ICM cells are passaged with a passaging method which comprises:

- (i) culturing said ICMs on a feeder layer culture under conditions which provide for multilayer cell colonies;
- (ii) identifying from among the cultured ICM cell colony those cells which exhibit the following properties:
  - (a) small cytoplasmic/nuclear volume ratio;
  - (b) cytoplasmic vesicles;

(c) small individual cells relative to rest of the cell colony;

(iii) separating one or a cluster of said identified ICM cells from the rest of the cell colony by suitable means; and

(iv) passaging said separated cultured ICM cells onto another feeder layer culture under conditions whereby there is at least some physical contact between the feeder cell layer and the separated cells or cell cluster.

78. The method of Claim 77, wherein in step (iv) the separated passaged ICM cells include some associated feeder cells.

000270-010

## 1

Novel cultured inner cell mass (CICM) cells, and cell lines, derived from ungulates, in particular, pigs and cows, and methods for their preparation are provided. The subject CICMs possess similar morphology and express cell markers identically or substantially similarly to ICMs of undifferentiated developing embryos for prolonged culturing periods. Heterologous DNA is inserted into the subject CICM cells and cell lines so as to produce transgenic CICM cell which are introduced into non-human fertilized embryos to produce transgenic chimeric embryos. The transgenic chimeric embryos are transferred into recipient females where they are permitted to develop into transgenic chimeric fetuses. Recipient females give birth to transgenic chimeric animals which are capable of transmitting the heterologous DNA to their progeny. Transgenic CICM cells are also used to produce cloned transgenic embryos, fetuses and offspring.



Fig. 1

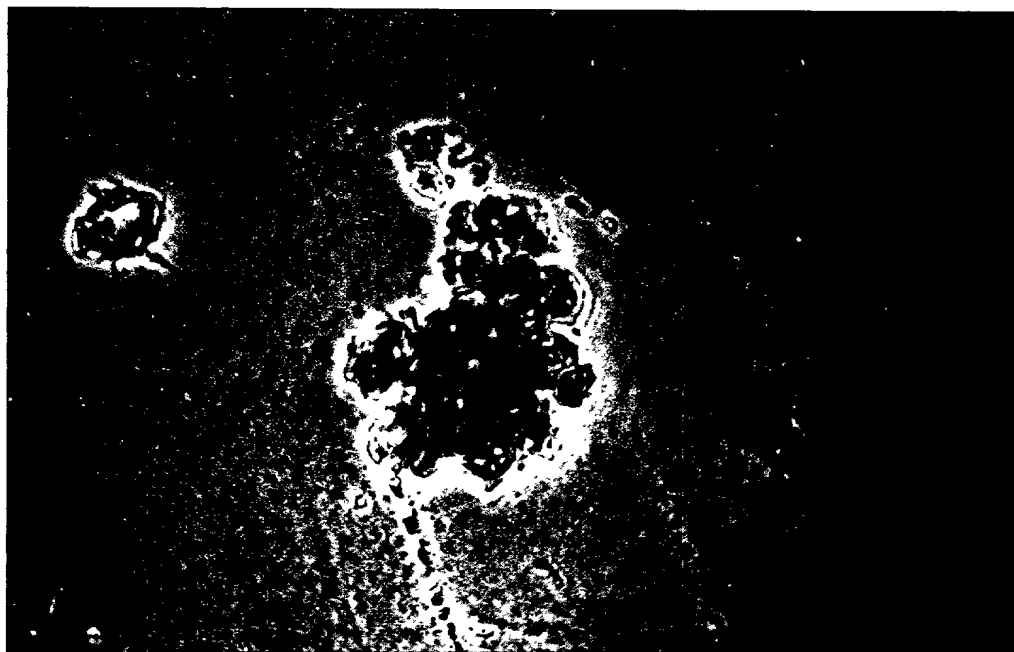


Fig. 2



004530 000000

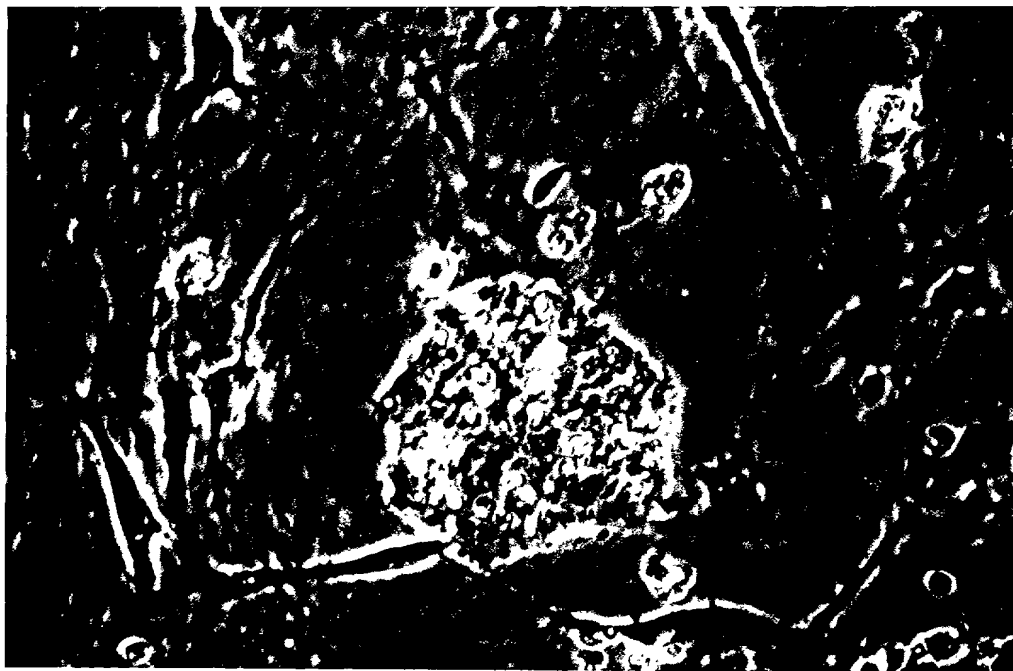


Fig. 3

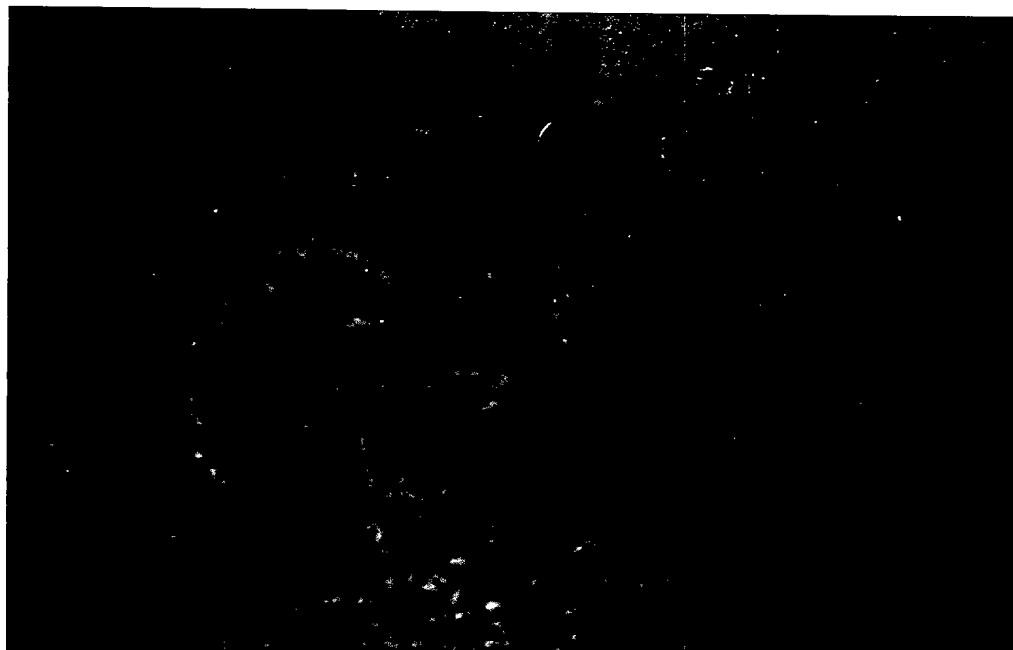


Fig. 4

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Fig. 5

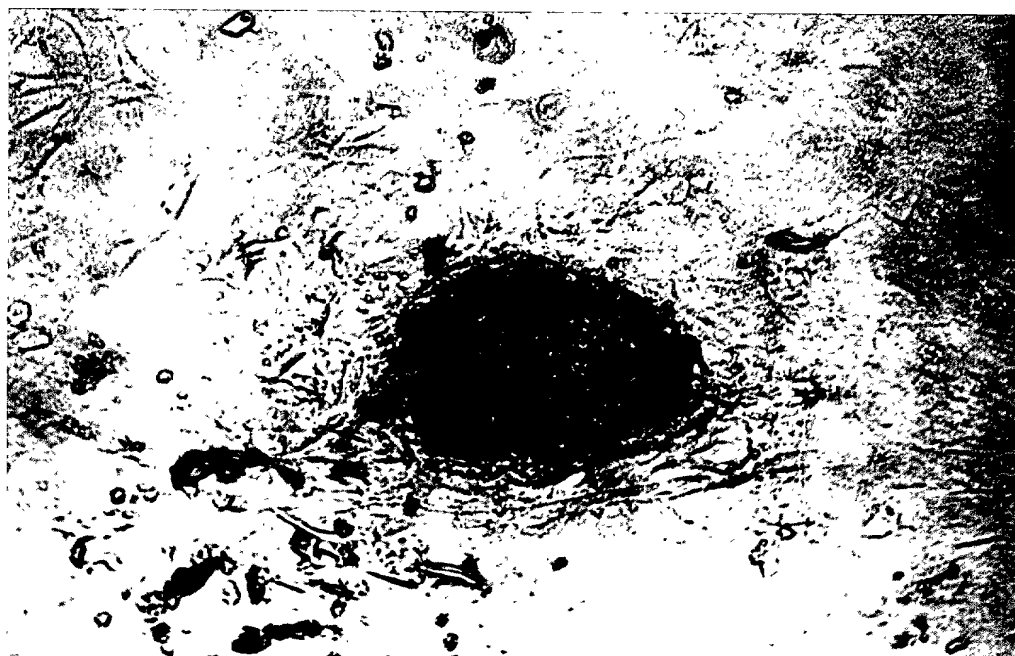


Fig. 6



Fig. 7

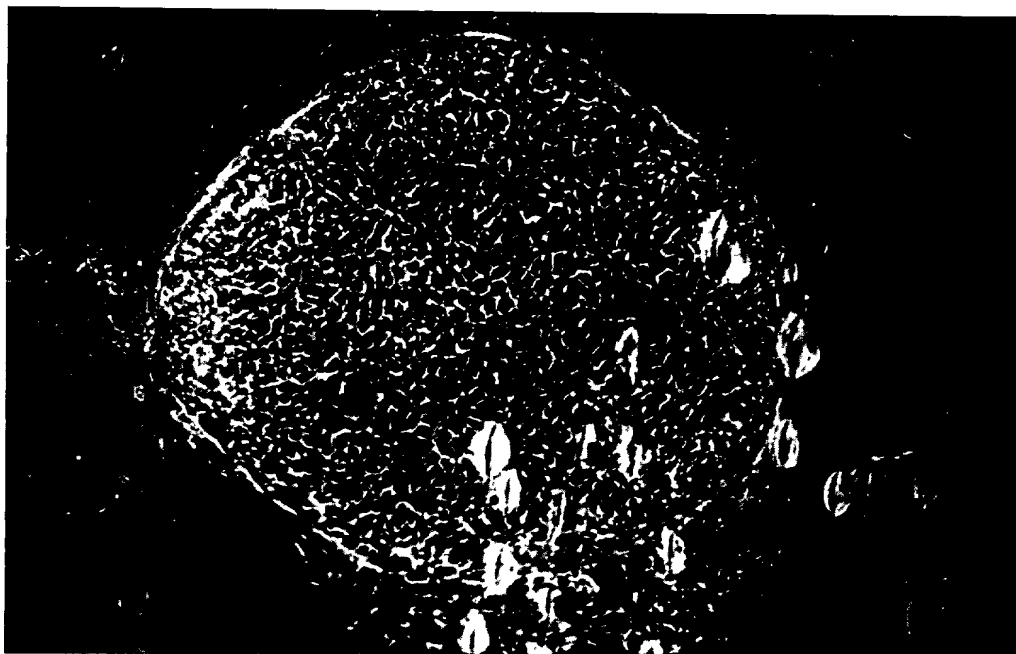


Fig. 8

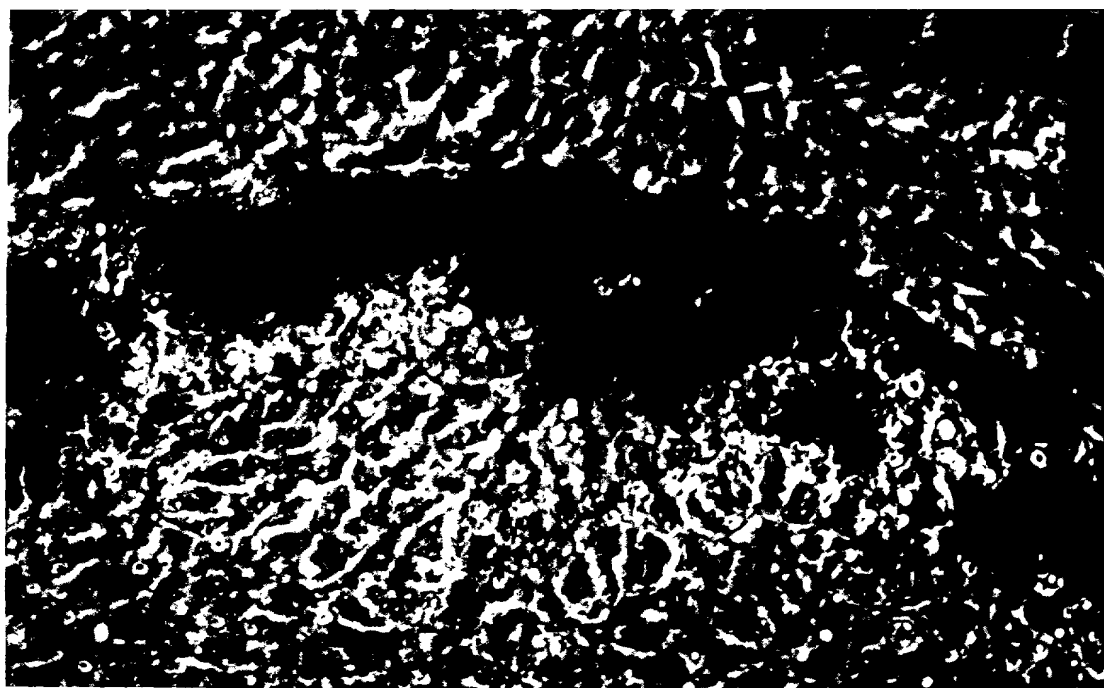
[illegible]

Fig. 9

**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY PATENT APPLICATION**

Attorney's Docket No.

000270-010

**COPY**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION ENTITLED:

PRODUCTION OF TRANSGENIC AND CHIMERIC UNGULATES USING EMBRYONIC STEM CELLS

the specification of which

(check one)

☐

is attached hereto;

☒

was filed on December 16, 1996 as

Application No. 08/766,939

and was amended on \_\_\_\_\_;  
(if applicable)

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;

I ACKNOWLEDGE THE DUTY TO DISCLOSE TO THE OFFICE ALL INFORMATION KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application(s) on which priority is claimed:

<b>COMBINED DECLARATION AND POWER OF ATTORNEY</b>			Attorney's Docket No. 000270-010
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COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
			YES_ NO_
			YES_ NO_

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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FULL NAME OF TENTH JOINT INVENTOR, IF ANY		SIGNATURE		DATE
RESIDENCE		CITIZENSHIP		
POST OFFICE ADDRESS				
FULL NAME OF ELEVENTH JOINT INVENTOR, IF ANY		SIGNATURE		DATE
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POST OFFICE ADDRESS				